SAN FRANCISCO PUBLIC LIBRARY
3 1223 06446 5983

5/S

5/S

San Francisco Public Library

Government Information Center
San Francisco Public Library
100 Larkin Street, 5th Floor
San Francisco, CA 94102

REFERENCE BOOK

Not to be taken from the Library

Digitized by the Internet Archive
in 2015

https://archive.org/details/meetingminutesb2001sanf_0

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
OCT - 1 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, May 7, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 19

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Maxwell, McGoldrick, Sandoval - 3.

Quorum present.

Supervisor Maxwell was noted present at 2:00 p.m.

Supervisor McGoldrick was noted present at 2:00 p.m.

Supervisor Sandoval was noted present at 2:03 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Leno, seconded by Supervisor McGoldrick, moved to approve the March 19, 2001 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

Privilege of the Floor

Supervisor Yee, seconded by Supervisor Leno, moved to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guest. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Introduction of Guests

Supervisor Yee introduced, welcomed and presented a commendation to Millie Valdes on the occasion of her retirement from the Mayor's Office of Neighborhood Services. She has served under Mayor Frank Jordan, Art Agnos and Willie L. Brown, Jr. for a total of 26 years of service to the City and County of San Francisco.

3 1223 06446 5983

CONSENT AGENDA

Recommendations of the Audit, Labor and Government Efficiency Committee

010552 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Yvette Augmon, et al. against the City and County of San Francisco for $103,000.00; the lawsuit was filed on October 29, 1999 in United States District Court, Case No. C99-4779 MMC; entitled Yvette Augmon et al. v. City and County of San Francisco. (City Attorney)

Ordinance No. 77-01
FINALLY PASSED

010556 **[MOU Amendment No. 2 - Carpenters, Local 22]**
Supervisor Newsom

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the Carpenters, Local 22 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)

Ordinance No. 78-01
FINALLY PASSED

010557 **[MOU Amendment No. 2 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**
Supervisor Newsom

Ordinance implementing Amendment No. 2 to the 1997-2001 Memorandum of Understanding between the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local No. 38 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)

Ordinance No. 79-01
FINALLY PASSED

010558 **[MOU Amendment No. 5 - Laborers International Union, Local 261]**
Supervisor Newsom

Ordinance implementing Amendment No. 5 to the 1997-2001 Memorandum of Understanding between the Laborers International Union, Local 261 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)

Ordinance No. 80-01
FINALLY PASSED

010559 **[MOU Amendment No. 2 - International Union of Operating Engineers Stationary Engineers, Local 39]**
Supervisor Newsom

Ordinance implementing Amendment No. 2 to the 1998-2001 Memorandum of Understanding between the International Union of Operating Engineers Stationary Engineers, Local 39 and the City and County of San Francisco by adding a new section to Article III.C. Special Pay Provisions which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)

Ordinance No. 81-01
FINALLY PASSED

010560 **[MOU Amendment No. 1 - Painters Union District Council #8, Local 4]**
Supervisor Newsom

Ordinance implementing Amendment No. 1 to the 1997-2001 Memorandum of Understanding between the Painters Union District Council #8 for Local 4 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)

Ordinance No. 82-01
FINALLY PASSED

010562 **[MOU Amendment No. 4 - International Brotherhood of Electrical Workers, Local 6]**
Supervisor Newsom

Ordinance implementing Amendment No. 4 to the 1997-2001 Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6 and the City and County of San Francisco by adding a new section to Article III.E. Additional Compensation which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Human Resources Department)

Ordinance No. 83-01
FINALLY PASSED

010565 **[MOU, Bricklayers, Local 3 and Hod Carriers, Local 36]**
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Bricklayers, Stone Masons, Terrazo Mechanics, Marble Masons, Pointers, Caulkers and Cleaners, Local 3 and Hod Carriers, Local 36 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 84-01
FINALLY PASSED

010566 [MOU, Building Inspectors (Classes 6331 and 6333)]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Building Inspectors' Association and the City and County of San Francisco (for Class 6331, Building Inspector and Class 6333, Senior Building Inspector) to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 85-01
FINALLY PASSED

010567 [MOU, Building Inspector (Class 6334)]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Building Inspectors' Association and the City and County of San Francisco (for Class 6334, Chief Building Inspector) to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 86-01
FINALLY PASSED

010568 [MOU, Carpenters, Local 22]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Carpenters, Local 22 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 87-01
FINALLY PASSED

010569 [MOU, Cement Masons, Local 580]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Cement Masons, Local 580 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 88-01
FINALLY PASSED

010571 [MOU, Glaziers, Local 718]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Glaziers, Architectural Metal and Glass Workers, Local 718 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 89-01
FINALLY PASSED

010572 [MOU, International Alliance of Theatrical Stage Employees, Local 16]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the International Alliance of Theatrical Stage Employees, Local 16 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 90-01
FINALLY PASSED

010573 [MOU, Institutional Police Officers' Association]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the San Francisco Institutional Police Officers' Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 91-01
FINALLY PASSED

010574 [MOU, Ironworkers, Local 377]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the International Association of Bridge, Structural Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers, Local 377 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 92-01
FINALLY PASSED

010575 [MOU, Laborers, International Union, Local 261]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Laborers International Union, Local 261 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 93-01
FINALLY PASSED

010576 [MOU, Operating Engineers, Local 3]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 94-01
FINALLY PASSED

010577 [MOU, Painters, Local 4]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Painters Union District Council #8 for Local 4 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 95-01
FINALLY PASSED

010578 [MOU, Pile Drivers, Local 34]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local 34 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 96-01
FINALLY PASSED

010579 [MOU, Plasterers' and Shophands', Local 66]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Plasterers' and Shophands', Local 66 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 97-01
FINALLY PASSED

010580 [MOU, Plumbers, Local 38]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local #38 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 98-01
FINALLY PASSED

010581 [MOU, Roofers, Local 40]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the United Union of Roofers, Waterproofers and Allied Workers, Local 40 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 99-01
FINALLY PASSED

010582 [MOU, Sheet Metal Workers, Local 104]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Sheet Metal Workers International Union, Local 104 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 100-01
FINALLY PASSED

010583 [MOU, Stationary Engineers, Local 39]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the International Union of Operating Engineers, Stationary Engineers, Local 39 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 101-01
FINALLY PASSED

010584 [MOU, Supervising Probation Officers, Local 3]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between Operating Engineers, Local 3 Bargaining for Supervising Probation Officers and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 102-01
FINALLY PASSED

010585 [MOU, Teamsters, Local 350]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Sanitary Truck Drivers and Helpers, Teamsters, Local 350 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 103-01
FINALLY PASSED

010586 [MOU, Teamsters, Local 853]
Mayor, Supervisor Newsom

Ordinance adopting and implementing the Memorandum of Understanding between the Teamsters, Local 853 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003.

(Fiscal impact.)

Ordinance No. 104-01
FINALLY PASSED

010587 [MOU, Unrepresented Employees]
Mayor, Supervisor Newsom

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in classes not represented by an employee organization, and establishing Working Schedules and Conditions of Employment and Methods of Payment, effective July 1, 2001.

(Fiscal impact.)

Ordinance No. 105-01
FINALLY PASSED

010611 [Settlement of Lawsuit]
Ordinance authorizing settlement of all claims against the City and County of San Francisco in a lawsuit filed by Lupe Cortez for $30,000. The lawsuit was filed on November 19, 1999, in Superior Court, Case No. 308-016, entitled Lupe Cortez, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are that defendants Hawk Ling Lou and the Ketty F. Lou Revocable Trust will settle plaintiff's claims against them in this matter also for $30,000. (City Attorney)

Ordinance No. 106-01
FINALLY PASSED

010612 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit filed by Carolyn L. Stowers against the City and County of San Francisco for $77,000; the lawsuit was filed on April 14, 1999 in the United States District Court, Northern District of California; Case No. C99-1857-VRW; entitled Carolyn L. Stowers, et al.; v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 107-01
FINALLY PASSED

Recommendations of the Finance Committee

010550 [Appropriation, funding for a new facility for Extended Opportunity Program and Services]
Supervisors Gonzalez, Newsom, Leno, Sandoval

Ordinance appropriating $700,000 of interest earned from 1997A General Obligation Bond Issue for Education to fund the construction of a new facility for the Extended Opportunity Program and Services (EOPS) for the San Francisco Community College for fiscal year 2000-01. (Controller)

(Fiscal impact.)

Supervisor Newsom requested to be added as co-sponsor.
Ordinance No. 75-01
FINALLY PASSED

010551 **[Appropriation, funding for modification, maintenance and repair at the Main Library]**
Supervisor Leno

Ordinance appropriating $1,408,983 for modification, maintenance, and repair of the Main Library as recommended by the January 2000 Post Occupancy Evaluation (POE) Report for the Public Library for fiscal year 2000-01; placing $300,000 on reserve. (Controller)

(Fiscal impact.)

Supervisor Leno requested to be added as sponsor.
Ordinance No. 76-01
FINALLY PASSED

010618 **[Appropriation, funding for Homeless Prenatal Program for Fiscal Year 2000-01.]**
Supervisors Gonzalez, Sandoval, Newsom, Daly

Ordinance appropriating $60,000 from the General Fund Reserve to support the Homeless Prenatal Program in order to provide housing placement services for the homeless, through the Department of Human Services for fiscal year 2000-2001.

Supervisors Sandoval, Newsom, Daly requested to be added as co-sponsors.
Ordinance No. 108-01
FINALLY PASSED

010620 **[Interdepartmental Jurisdictional Transfer]**
Supervisors Peskin, Gonzalez, Daly, Leno, Newsom, Sandoval

Ordinance transferring jurisdiction over certain real property located at Drumm Street, between Clay and Washington Streets, described generally as Assessor's Block 202, Lots 6, 14 and a portion of 15, excluding the subsurface thereof, and a portion of Block 203, Lot 14, from the Department of Public Works to the Recreation and Park Commission; and providing that no building, improvement or structure may be constructed on the surfaces of such parcels and adjoining Assessor's Block 202, Lot 18.

Supervisors Daly, Leno, Newsom, Sandoval requested to be added as co-sponsor.
Ordinance No. 109-01
FINALLY PASSED

010654 **[Lease of City-owned land to S.J. Amoroso Properties]**
Resolution authorizing a ten year lease of Public Utilities Commission land between the City and County of San Francisco and S. J. Amoroso Properties, in Santa Clara County. (Public Utilities Commission)

Resolution No. 364-01
ADOPTED

Recommendation of the Housing, Transportation and Land Use Committee

010670 **[Grant, State Transportation Improvement Program]**

Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of $500,000 from the California Transportation Commission's State Transportation Improvement Program (STIP) for the Illinois Street Intermodal Bridge over Islais Creek, and foregoing the reimbursement of indirect costs. (Port)

Resolution No. 345-01
ADOPTED

Recommendation of Rules Committee

002065 **[Asthma Task Force]**
Supervisors Maxwell, Leno, Newsom

Ordinance amending Chapter 19A of the San Francisco Administrative Code by adding Article II to establish an Asthma Task Force.

Ordinance No. 72-01
FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

010814 **[Findings for the Tentative/Parcel Map Appeal for 692-696 De Haro Street]**

Motion adopting findings related to the appeal of the decision of the Director of Public Works approving a Tentative/Parcel Map to legalize a proposed subdivision creating three lots in Assessor's Block 4031, Lot 26, at 692-696 De Haro Street. (Clerk of the Board)

(Companion measure to Files 010661, 010662, 010663, 010664.)

Motion No. M01-58
APPROVED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Finance Committee

002196 [Information on general advertising sign]
Supervisors Leno, Peskin, Gonzalez

Ordinance amending the San Francisco Planning Code by adding Section 604.1 to require general advertising signs to bear the name of the sign company, permit number and permitted sign dimensions, requiring existing signs to comply within twelve months with one six-month extension, providing for an identifying number in lieu of the permit number for a sign that existed in its current location on or before the Planning Department's May/June 1966 general advertising sign inventory volumes, and establishing an additional penalty of $1,000 a day for providing knowingly false, inaccurate or misleading information on the sign.

From Planning Commission Resolution No. 16112 adopted 3/15/01 recommending adoption of the proposed ordinance. Certificate of Determination of Exemption/Exclusion from Environmental Review dated 02/02/01.

Supervisor Yee, seconded by Supervisor Daly, moved to refer this matter back to the Planning Commission and the Housing, Transportation and Land Use Committee.

Motion failed adoption by the following vote:

Ayes: 5 - Supervisors Daly, Gonzalez, Hall, Sandoval, Yee
Noes: 6 - Supervisors Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin

Ordinance No. 73-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

001391 [Enforcement of Sign Regulations]
Supervisors Leno, Peskin, Gonzalez

Ordinance amending the San Francisco Planning Code by amending Section 176 and adding Section 610 to substantially increase the penalties for violation of regulations governing general advertising signs; amending Article XIII of the San Francisco Administrative Code to add Section 10.100-166 to establish a Planning Code Enforcement Fund and authorize the administrative penalties and fees collected pursuant to Section 610 and penalties and fees recovered by the City Attorney in a sign abatement action to be used to fund sign regulation enforcement activities.

From Planning Commission Resolution No. 16055 adopted 12/14/00, recommending adoption of proposed ordinance with deletion of reference to graffiti removal. Certificate of Determination of Exemption/Exclusion from Environmental Review dated 01/05/01.

Ordinance No. 71-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

002218 **[South of Market General Advertising Sign Amendment]**
Supervisors Leno, Peskin, Gonzalez

Ordinance amending the San Francisco Planning Code by amending Sections 607.2, 803.3 and 803.4 to clarify that general advertising signs are prohibited in the South of Market Zoning Districts, except in the South of Market General Advertising Special Sign District or where a permit was approved by the City prior to January 1, 2001. (Planning Department)

Supervisor Daly, seconded by Supervisor Yee, moved to re-refer this matter to the Housing, Transportation and Land Use Committee.

Motion failed adoption by the following vote:

Ayes: 4 - Supervisors Daly, Hall, Sandoval, Yee
Noes: 7 - Supervisors Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin

Ordinance No. 74-01

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

010454 **[Health Service System]**
Supervisors Leno, Daly

Ordinance amending Chapter 16, Article XV, of Part I of the San Francisco Municipal Code (Administrative Code) by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates.

(Fiscal impact.)
(Pursuant to Charter Section A8.423, this matter requires nine votes for passage.)

Ordinance No. 110-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Hall, Yee

010515 **[Fees for licenses or permits for inspections by the Department of Public Health effective July 1, 2001]**
Supervisor Gonzalez

Ordinance amending the San Francisco Municipal Code Business and Tax Regulations Code by amending Sections 35, 120, 248 and 249.1, relating to fees for licenses or permits for inspections by the Department of Public Health. (Public Health Department)

Supervisor Maxwell moved to continue consideration to May 21, 2001.

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FINAL PASSAGE. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Recommendation of the Housing, Transportation and Land Use Committee

010487 **[Double Parking]**
Supervisor Newsom

Ordinance amending Traffic Code Section 53 to extend the ordinance to October 31, 2001.

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

NEW BUSINESS

Recommendations of the Finance Committee

010105 **[Geographic Information System Data License Fees]**
Mayor

Ordinance amending the San Francisco Administrative Code by adding Section 8.40 to ratify all fees previously collected by the City under the City's Geographic Information System ("GIS") data license agreements, entered into since July 1, 1998, and before the effective date of this ordinance. (Public Works Department)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010588 **[Appropriation, funding for Geographic Data Services Program]**
Supervisor Leno

Ordinance appropriating $37,600 of Geographic Information System License Fee Revenues for the development and administration of the Geographic Data Services Program for the Department of Public Works for fiscal year 2000-01. (Mayor)

(Companion measure to File 010105.)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010363 **[Acquisition of Noise Easements for South S.F. Unified School District]**
Resolution authorizing the acquisition of six noise easements for schools owned by the South San Francisco Unified School District. (Real Estate Department)

Resolution No. 360-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010590 **[Instant Run Off Voting]**
Supervisors Leno, Ammiano

Resolution urging the Department of Elections and the Budget Analyst to provide pertinent information regarding the cost savings and other logistical specifics of instant run off voting to support the Board of Supervisors consideration of a charter amendment for the November 2001 ballot.

Resolution No. 362-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010652 **[Withdrawal of five (5) property owners in the City of Pacifica from noise insulation program and delivery of quitclaim deeds to said property owners]**

Resolution authorizing the conveyance of five (5) quitclaim deeds to property owners in the City of Pacifica to rescind Grants of Easement (noise easement deeds) previously acquired by San Francisco. (Real Estate Department)

Resolution No. 363-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010660 **[Extension and Renewal of Nine (9) Existing Leases for Public Health]**

Resolution authorizing extension on a month-to-month basis, not to exceed twelve months, of certain existing leases of real property required by the Department of Public Health. (Real Estate Department)

Resolution No. 365-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010666 **[2001 Affordable Housing Bond Sale]**

Resolution authorizing and directing the sale of not to exceed $40,000,000 of City and County of San Francisco General Obligation Bonds (Affordable Housing) Series 2001C and City and County of San Francisco Taxable General Obligation Bonds (Affordable Housing) Series 2001D; prescribing the form and terms of said Bonds; authorizing the execution, authentication and registration of said Bonds; providing the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of Official Notice of Sale of Bonds and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form and execution of the Official Statement relating thereto; approving the form of the Continuing Disclosure Certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Resolution No. 343-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010669 [Agreement of Purchase and Sale for Real Estate at 30 Van Ness Avenue (Certificates of Participation, Series 200A and Taxable Series 2001B)]

Resolution authorizing the execution and delivery of the Agreement of Purchase and Sale for Real Estate (the "Original Agreement"), as amended by a First Amendment to Agreement of Purchase and Sale for Real Estate (the "First Amendment" and together with Original Agreement, the "Purchase Agreement"), between the City and County of San Francisco (the "City"), as buyer, and the Herbst Foundation, Inc. (the "Seller"), as seller (including certain indemnities contained therein), for the purchase of real property and improvements thereon consisting of a five-story office building located at 30 Van Ness Avenue, San Francisco (collectively, the "Property"); approving the forms of an office lease between the City, as landlord, and the Seller, as tenant (the "Herbst Lease") and an office lease between the City, as landlord, and Merriman Brothers, as tenant (the "Merriman Lease") (collectively, the "Office Leases"); approving the execution and delivery of certificates of participation to finance the acquisition of and improvements to the Property; approving the form of the Project Lease between the City and a Trustee (including certain indemnities contained therein); authorizing the selection of a Trustee; approving the form of the Trust Agreement between the City and a Trustee (including certain indemnities contained therein); approving the form of the Official Notice of Sale and Notice of Intention to Sell for the Series 2001A Certificates and Taxable Series 2001B Certificates (as defined herein); approving the form of the Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing the filing of a validation action validating the execution and delivery of the certificates of participation; authorizing reimbursement of certain expenditures; authorizing the payment of costs of issuance; adopting findings under the California Environmental Quality Act and findings to the City Planning Code Section 101.1; and ratifying previous actions taken in connection therewith. (Mayor)

(Fiscal impact.)

Resolution No. 344-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Housing, Transportation and Land Use Committee

010476 [Parking regulations, commercial vehicle with a gross weight in excess of 10,000 pounds]

Supervisors Yee, Sandoval

Ordinance amending Traffic Code by amending Sections 63 and 63(a) thereof, relating to commercial vehicle parking in certain use districts. (Parking and Traffic Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Daly assumed the Chair for a brief period.

The President resumed the Chair shortly thereafter.

Recommendations of the Neighborhood Services and Parks Committee

010147 **[Children's Services Plan]**
Supervisors Newsom, Sandoval, Ammiano, Leno, Hall

Resolution approving the FY 2001-2002 update to the 2000-2002 Children's Services Plan for the San Francisco Children's Fund in accordance with Charter Section 16.108. (Mayor)

Supervisors Ammiano, Leno, Hall requested to be added as co-sponsors.

Resolution No. 359-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

010555 **[Major encroachment Permit, 160 Harrison Street]**
Resolution granting revocable permission to Abovenet Communications, Inc. to reconstruct an existing railroad spur (elevated platform) along Main Street as access to their building located at 160 Harrison Street. (Public Works Department)

Resolution No. 361-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

010769 **[Public Hearing]**
Hearing of persons interested in or objecting to proposed resolution approving a contract for the purchase of power from Calpine Energy Services for a period not to exceed five years beginning July 1, 2001. (Clerk of the Board)

Laurie Park, Acting General Manager, Hetch Hetchy Water and Power, gave a presentation on the matter and responded to questions from the Supervisors.

The President inquired if there was anyone present who wished to address the Board on this matter.

There being no response, the President declared the public hearing on this matter closed.
HEARD AT PUBLIC HEARING.

Committee of the Whole Rise and Report Without Recommendation

010739 **[Long Term Power Purchase]**
Mayor

Resolution approving a contract for the purchase of power from Calpine Energy Services for a period not to exceed five years beginning July 1, 2001.

(Fiscal impact.)

On advice of the City Attorney, Supervisor Peskin moved to amend the title, line 3 by inserting "; waiving ten day rule (Administrative Code Section 67.24(a)(2))"; amend line 15 to add the following resolved clause: "Further Resolved, That the Board of Supervisors finds that, as provided in Administrative Code Section 67.24(a)(2), the public interest would unavoidably and substantially be harmed by compliance with the rule that requires this contract to have been available for public review ten days prior to May 7, in that compliance with the rule would have resulted in substantially higher rates for power acquisition."
AMENDED.

Resolution approving a contract for the purchase of power from Calpine Energy Services for a period not to exceed five years beginning July 1, 2001; waiving ten day rule (Administrative Code Section 67.24(a)(2)).

(Fiscal impact.)

A revised transaction confirmation document was submitted and is on file with the Clerk of the Board of Supervisors.

Resolution No. 346-01
ADOPTED AS AMENDED by the following vote:
Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Daly, Gonzalez
Absent: 1 - Yee

PUBLIC COMMENT

Abdalla Megahed, requesting support for the homeless population;
Male speaker, traffic improvement suggestions for Sacramento Street;
Anne Halsted, Eva Libermann, Nan Roth, Stuart Morton, Ernestine Weiss, Christopher Duderstadt, support Piers 27-31 resolution opposing selection process and decision, File 010786;
Kate Gatzie, Alan, jail psychiatic worker, Jeannie, need for experienced staff and salary increase for mental health services at the jails, add back funding in the budget;
Vernon, Balboa bus service, urge public involvement in city issues;
Jess Gumban, San Francisco Unified School District pending litigation, Municipal Railway issue, misconduct of judge;
Whirlwind Dreamer, commenting on SF Weekly article regarding tobacco industry targeting gay community, corruption in politics;
Alan Duffy, oppose instant run-off;
Floyd Brown, suggest government exappropriate all the luxury hotels and move the homeless into them, Muni.

CLOSED SESSION

Conference with the City's Labor Negotiators - Collective Bargaining
City's Negotiators: Mayor and Human Resources Director
Anticipated Issues Under Negotiation

010768 **[Labor Negotiations]**

Motion that the Board of Supervisors convene in closed session with the City's Labor Relations Negotiators, the Mayor and the Director of Human Relations, for the purpose of reviewing the City's positions in pending labor negotiations with organizations representing the City employee groups.

This closed session would be permitted by Government Code Section 54957.6, and San Francisco Administrative Code Section 67.8. (City Attorney)

(Organizations Representing:
Electrical Workers, Local 6;
Automotive Machinists, Local 1414;
Professional & Technical Engineers, Local 21;
Municipal Attorneys' Association;
Union of American Physicians & Dentists
Teamsters, Local 856;
TWU, Local 250-A;
Municipal Executives Association;
Deputy Sheriffs' Association;
District Attorney Investigators Association;
Probation Officers Association;
TWU, Local 200;
TWU, Local 250-A, 7410s;
Police Association;
Firefighter Association.)

Supervisor McGoldrick, seconded by Supervisor Leno, moved to convene in closed session. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Present: Supervisors Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval;
Jonathan Holtzman, representing the Mayor;
Jeff Rothman, Department of Human Resources;
Phil Ginsberg, Deputy City Attorney;
Jessie Smith, Deputy City Attorney;
Ed Harrington, Controller;

The following members of the Municipal Attorneys' Association and the Municipal Executive Associations, left the room and were not present during the discussion:
Ted Lakey, Deputy City Attorney;
Gloria L. Young, Clerk of the Board;
Gregoire Hobson, Deputy Clerk;
Jean Lum, Deputy Clerk.
Closed Session Tape No. 01-009.
HEARD IN CLOSED SESSION.

Recess

The Board recessed at the hour of 5:27 p.m. to convene in closed session pursuant to above motion.

Reconvening of the Board

The Board, at the hour of 6:34 p.m., reconvened.

Calling the Roll

On call of the roll, the following Supervisors were noted present: Supervisors Ammiano, Daly, Gonzalez, Hall, McGoldrick, Peskin, Sandoval, - 7.

Noted Absent: Supervisors Leno, Maxwell, Newsom, Yee - 4.

Quorum present.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board has met in closed session with the City Attorney regarding above pending labor negotiations, as permitted by Government Code Section 54957.6 and San Francisco Administrative Coce Section 67.8.

The meeting was informational only and no action was taken.

After a closed session, if one occurs, the President shall (1) request the Deputy City Attorney to identify the subjects discussed in the closed session, and (2) direct the Clerk of the Board to report the vote taken on any motion in the closed session.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

Supervisor Sandoval, seconded by Supervisor McGoldrick, moved to not disclose its closed session deliberations. The motion carried by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Hall, McGoldrick, Peskin, Sandoval
Absent: 4 - Leno, Maxwell, Newsom, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

010783 **[Graffiti stenciled on sidewalks]**
Supervisors Newsom, Peskin, Leno, Maxwell, McGoldrick, Daly, Hall

Resolution urging the City Attorney and the District Attorney to explore felony charges against International Business Machines or its representatives for stenciling San Francisco sidewalks with permanent paint; and urging the Department of Public Works to track all costs associated with the cleanup of the sidewalk graffiti.

Resolution No. 383-01
ADOPTED

010784 **[Warden Johnston historic vessel]**
Supervisors Newsom, Peskin

Resolution urging the City and County of San Francisco to endorse and promote the return of the historic vessel known as the Warden Johnston Alcatraz Prison Launch to Alcatraz Island and San Francisco.

Supervisor Peskin requested to be added as co-sponsor.
Resolution No. 367-01
ADOPTED

010785 **[Sierra Nevada Forest Plan Amendment Record of Decision]**
Supervisors Newsom, Leno, Peskin, McGoldrick

Resolution supporting the Sierra Nevada Forest Plan Amendment Record of Decision and the U.S. Forest Service in its efforts to protect communities, natural resources and the economies of the Sierra Nevada.

Supervisors Peskin, McGoldrick requested to be added as co-sponsors.
Resolution No. 368-01
ADOPTED

010786 **[Piers 27-31]**
Supervisors Peskin, McGoldrick

Resolution expressing the Board of Supervisors grave concern regarding the process in which proposals were evaluated and selected by the San Francisco Port Commission for development of Piers 27-31 and condemning the use of misleading, campaign-style tactics in selection processes at the Port and other local public bodies.

Supervisor McGoldrick requested to be added as co-sponsor.
Resolution No. 384-01
ADOPTED

010788 **[Public Hearing Approval, Public Policy Institute of California]**
Supervisor Peskin

Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $40,000,000 for Public Policy Institute of California, or an affiliate.

Resolution No. 369-01
ADOPTED

010789 **[Senate Bill 244, SFO airport runway expansion]**
Supervisors Daly, Peskin, Newsom, Hall

Resolution supporting Senate Bill 244 (SB244), sponsored by State Senator Jackie Speier, to provide San Mateo County input into SFO airport runway expansion.

Supervisors Newsom, Hall requested to be added as co-sponsors.

Resolution No. 385-01

ADOPTED

010790 **[AB 936, loan repayment assistance to attorneys, AB 935 debt relief to primary care medical providers]**
Supervisors Gonzalez, Leno

Resolution urging the California State Assembly to pass AB 936, a bill that would provide loan repayment assistance to attorneys working in public interest law, and to amend AB 935 to extend debt relief to primary care medical providers who serve poor communities.

Resolution No. 370-01

ADOPTED

010791 **[AB 303 grant to Daly City to construct a tertiary water plant]**
Supervisors Hall, Newsom

Resolution urging the City of Daly City to complete the 100% design of its tertiary treatment plan and move forward with its plans to seek an AB 303 Groundwater Management Grant, which will allow Daly City to move forward with its plans to construct a tertiary water plant.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 371-01

ADOPTED

010792 **[Public Hearing Approval, Brandeis Hillel Day School]**
Supervisors Hall, Newsom

Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $10,000,000 for Brandeis Hillel Day School, or an affiliate.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 372-01

ADOPTED

010793 **[Commendation]**
Supervisors Maxwell, Peskin, Newsom, Daly

Resolution commending the Potrero Hill Boosters Neighborhood Association for its commitment to improve and enhance its neighborhood and for its continuing efforts to strengthen their neighborhood voice in San Francisco.

Supervisors Peskin, Newsom, Daly requested to be added as co-sponsors.

Resolution No. 373-01

ADOPTED

010794 **[Commendation]**
Supervisor Newsom

Resolution commending the Laurel Hill Nursery School for the success of its first ever Capital Campaign, known as "Building the Future", which began in 1997, for renovations needed in order to meet current safety standards and comply with the Americans with Disabilities Act.

Resolution No. 374-01
ADOPTED

010795 **[Commendation]**
Supervisors Sandoval, Newsom

Resolution commending Anthony Sacco, on the occasion of his 75th birthday, for decades of work for San Francisco and his dedication as a community leader.

Supervisor Newsom requested to be added as co-sponsor.
Resolution No. 375-01
ADOPTED

010796 **[Commendation]**
Supervisors Sandoval, Leno, Ammiano, Peskin, Newsom, Hall

Resolution commending the Latino Honor Roll Students for their academic excellence in the school year 2000-2001 and for participating in the Fifth Annual Latino Honor Roll Celebration, a march and ceremony, on April 30, 2001.

Supervisors Peskin, Newsom, Hall requested to be added as co-sponsors.
Resolution No. 376-01
ADOPTED

010797 **[Commendation]**
Supervisors Sandoval, Daly

Resolution commending the Healthcare Action Team for performing a street theater and rally to demonstrate the needs of low-income seniors and the In-Home Supportive Services Share-of-Cost Pilot Project.

Supervisor Daly requested to be added as co-sponsor.
Resolution No. 377-01
ADOPTED

010798 **[Commendation]**
Supervisors Yee, Ammiano, Peskin, Newsom, Daly

Resolution commending Millie Valdes on the occasion of her retirement from the Mayor's Office of Neighborhood Services after 26 years of service to the City and County of San Francisco.

Supervisors Peskin, Newsom, Daly requested to be added as co-sponsors.
Resolution No. 378-01
ADOPTED

010799 [Commendation]
Supervisor Yee

Resolution commending John Richard Lee on the event of his retirement from the Office of the Treasurer and Tax Collector after 29 years of service to the City and County of San Francisco.

Resolution No. 379-01
ADOPTED

010810 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-57
APPROVED

010832 [Final Map for an 6 Unit Condominium Project]
Motion approving Final Map of 1143 - 1153 Leavenworth Street, a Condominium Project, being a subdivision of Lot 2, Assessor's Block No. 248, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,935.)

Motion No. M01-59
APPROVED

010833 [Final Map for an 8 Unit Residential Condominium Project]
Motion approving Final Map of 63 Lafayette Street, a Residential Condominium Project, being a subdivision of Lot 62, Assessor's Block No. 3511, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,927.)

Motion No. M01-60
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

Severed From For Adoption Without Committee Reference Agenda

010782 [Potrero Power Plant Citizen Advisory Task Force]
Supervisor Maxwell

Resolution to modify the Potrero Power Plant Citizen Advisory Task Force membership by removing City officials as voting members thereby reducing the size of the task force to eight (8) neighborhood residents and preserving the City officials in an advisory role to the Task Force.

Supervisor Maxwell requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Maxwell moved to amend the title, line 5, by changing "eight (8)" to "nine (9)"; amend page 1, line 9, by changing"eight (8)" to "nine (9)"; amend page 2, line 2, by changing "seven (7)" to "eight (8)".
Supervisor Maxwell, seconded by Supervisor Leno, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Resolution to modify the Potrero Power Plant Citizen Advisory Task Force membership by removing City officials as voting members thereby reducing the size of the task force to nine (9) neighborhood residents and preserving the City officials in an advisory role to the Task Force.

Resolution No. 366-01
ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.
Supervisor Leno, seconded by Supervisor Gonzalez, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leno, seconded by Supervisor Gonzalez, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Imperative Resolutions

010841 [Commendation]
Supervisors Yee, Leno

Resolution commending Lydia Boesch for her community service.

Resolution No. 380-01

Supervisor Leno, seconded by Supervisor Gonzalez, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

010842 [Commendation]
Supervisors Leno, Gonzalez, Peskin

Resolution commending Budget Analyst Harvey Rose on the occasion of his 65th birthday.

Resolution No. 381-01

Supervisor Leno, seconded by Supervisor Gonzalez, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

010226 [Tenancies In Common]
Supervisor Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1388, and 1396, and by adding Section 1316, to prohibit tenancies-in-common where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants; and to amend other definitions to implement these measures.

2/5/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 3/7/2001.

2/12/01, SUBSTITUTED. Supervisor Daly submitted an amendment of the whole, technical change to the title.

2/12/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 3/7/2001.

5/7/01, CALLED FROM COMMITTEE. Pursuant to Rule 5.32, Supervisor Daly requested this matter be called from committee and scheduled for May 14, 2001 Board meeting.

010840 [Elections Task Force]

Ordinance creating the Elections Task Force to redraw Board of Supervisor district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census. (Clerk of the Board)

5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

010843 [Appropriation, Gang Outreach and Youth Violence Prevention Program]
Supervisors Ammiano, Maxwell

Ordinance appropriating $200,000 of the General Fund Reserve to fund Gang Outreach and Youth Violence Prevention Program in the Mission and Bayview Hunters Point neighborhoods through the Mayor's Office of Criminal Justice for fiscal year 2000-01.

(Fiscal impact.)

5/7/01, RECEIVED AND ASSIGNED to Finance Committee.

010844 [Storage Container Removal and Storage]
Supervisor Ammiano

Ordinance amending Part II, Chapter X, of the San Francisco Municipal (Public Works Code) by adding Article 24 Sections 1407-1414 to create procedures for removal of personal property and storage containers from public and private property and for storage of property and to encourage City departments to create additional free storage facilities.

5/7/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

010845 [Dancehall Permits]
Supervisor Daly

Ordinance amending San Francisco Police Code Section 1023 to exempt permitted places of entertainment and locations holding public assembly permits from the dancehall permit requirement.

5/7/01, ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Parks Committee, expires on 6/6/2001.

010846 **[Administrative Code Amendment, Banking Services]**
Supervisor Gonzalez

Ordinance amending the San Francisco Administrative Code to add a new Chapter 12Q requiring the inclusion in agreements for banking services between the City and County of San Francisco and banks of a provision requiring the banks to cash public assistance checks without charge, regardless of whether the payee maintains an account at such bank, if the bank negotiates drafts as part of their regular banking services for its customers.
5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

010847 **[Multimedia - Office Space]**
Supervisors Leno, Peskin, Newsom, Ammiano, McGoldrick

Ordinance amending the San Francisco Planning Code by amending Section 219 (Offices) to add a definition of "office" to include advertising, public relations, computer and multimedia uses, and research and development, and to exclude from the definition movie production or film studios, space in telecommunications switching facilities or internet switching stations where such use occupies not less than 90% of the entire space and those uses defined as "business services" in Section 890.111 and by amending Section 222 (Home and Business Services) and Section 890.111 (Service, Business) to exclude the "office" uses set forth in Section 219; adopting findings.
5/7/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/6/2001. 5/16/01 - Transmitted to Planning Commission for public hearing and recommendation.

010848 **[Health Plan Benefits - Contractors]**
Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 12Q, encompassing Sections 12Q.1 through 12Q.11, to require contractors that provide services to the City or enter into certain leases with the City, and certain subcontractors, subtenants and parties providing services to tenants and subtenants on City property, with respect to covered employees, to offer health plan benefits to employees, to make payments to the City for use by the Department of Public Health, to make payments directly to employees under limited circumstances, or to participate in a health benefits program developed by the Director of Health. (Mayor)
5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

Resolutions

010849 **[Prisoners with HIV]**
Supervisor Leno

Resolution urging the City Attorney to join the statewide injunction filed in U.S. District Court, San Francisco, by nine plaintiffs represented by Donald Specter of the Prison Law Office against the California State Corrections Department regarding insufficient treatment of prisoner with HIV.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010850 [Federal Energy Regulatory Commission]
Supervisors McGoldrick, Leno

Resolution calling on the City Attorney to prosecute a lawsuit against the Federal Energy Regulatory Commission seeking enforcement of the provisions of the Federal Power Act requiring that prices for energy be set at "reasonable" rates.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010851 [Proclamation]
Supervisors Leno, Hall, Newsom

Resolution declaring Sunday, May 20, 2001 "Bay to Breakers Day" in honor of the San Francisco Examiner Bay to Breakers organizers and participants for their 90 year contribution to San Francisco culture, athletics and charity.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010852 [Commendation]
Supervisors Newsom, Hall

Resolution commending Hands on San Francisco for the success of its 3rd Annual Hands at Work Day held on May 5th, 2001 in San Francisco.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010853 [Proclamation]
Supervisors Newsom, Peskin, Ammiano, Yee, Daly, Leno, Hall

Resolution declaring May 2001 as "Asian Pacific American Heritage Month" in the City and County of San Francisco.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010854 [Commendation]
Supervisors Peskin, Daly, Hall, Newsom

Resolution commending Kaan Y. Chin of the San Francisco Fire Department's Public Education Section, for his outstanding effort and commitment to promoting fire safety in low-income neighborhoods of San Francisco.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010855 **[Commendation]**
Supervisor Yee

Resolution commending the California State Automobile Association's Employee Volunteer Program for its commitment to community services, and for being awarded the 2001 Corporate Volunteer Award from the Volunteer Center of San Francisco.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

010856 **[Charter Amendment - Elective Officials]**
Supervisor Gonzalez

Charter amendment (First Draft) to repeal the current Section 13.102 and add a new Section 13.102 to provide for the election of the Mayor, Sheriff, District Attorney, City Attorney, Treasurer, Assessor-Recorder, Public Defender, and members of the Board of Supervisors using a ranked-choice, or "instant run-off" ballot, to require that City voting systems be compatible with a ranked-choice system, and setting date and conditions for the implementation.
5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

Requests for Hearing

010857 **[Day Laborer's Program]**
Supervisor Ammiano

Hearing on the status of the Day Laborer's Program.
5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

010858 **[Hearing - SRO (Single Room Occupancy) Task Force]**
Supervisor Ammiano

Hearing to consider an overview of the SRO Task Force to be presented by the members of the SRO Task Force.
5/7/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
Sponsor requests this item be scheduled for consideration at the May 15th, 2001 meeting.

010859 **[Music Concourse - Golden Gate Park]**
Supervisor Gonzalez

Hearing to discuss the development projects and commercialization of the Music Concourse in Golden Gate Park.
5/7/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

010860 [Special Assistants]
Supervisor Peskin

Hearing to review current efforts towards reclassification of Special Assistant positions in San Francisco government, and to address reclassifications requested since January 1, 2001 as well as planned reclassifications by City Departments.
5/7/01, RECEIVED AND ASSIGNED to Finance Committee.

Motions

010861 [Committee of the Whole - Electric Power Generation]
Supervisor Maxwell

Motion scheduling a Committee of the Whole to consider an ordinance adopting City policy regarding the construction of new electric power generation capacity in Southeast San Francisco, to be held on May 21, 2001 at 3:00 p.m.
5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010862 [Special Offsite Meeting, Audit, Labor and Government Efficiency Committee]
Supervisors Newsom, Daly

Motion setting a special offsite meeting of the Audit, Labor and Government Efficiency Committee for the purpose of receiving community input on the following items concerning Single Room Occupancy (SRO) Hotels; File Numbers 00-1926, 00-1185, 01-0024, and 01-0526. (Tuesday, June 12, 2001 - 3:30 p.m. to 6:30 p.m. Seneca Hotel lobby, 34-6th Street.)
5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

010863 [Release of Reserved Funds, Sunset Infrastructure]
Supervisor Yee

Motion releasing $500,000 placed on Board of Supervisors Reserve for Sunset Infrastructure.

(Fiscal impact.)
5/7/01, RECEIVED AND ASSIGNED to Finance Committee.

010864 [Release of Reserved Funds, Sunset Family Daycare Network]
Supervisor Yee

Motion releasing $25,000 placed on Board of Supervisors Reserve for the development of the Sunset Family Daycare Network.
5/7/01, RECEIVED AND ASSIGNED to Finance Committee.

010865 **[Vacancy Notification for S.F. Boards, Commissions, Committees, and Task Forces]**
Supervisors Hall, Gonzalez, Peskin

Resolution requesting the City Library to send the "Annual Listing of Active Boards, Commissions, Committees, and Task Forces and Requirement of Membership," the "Annual Listing of Boards, Commissions, Committees, and Task Forces with Seats That Have A Term Expiring," and all other vacancy notices to every branch library in San Francisco.

5/7/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

010813 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Tayac against the City and County of San Francisco for $142,500, with Tayac agreeing to be barred from future City employment, and the Court to decide the amount of Attorney's fees and costs with a floor of $60,000 and a ceiling of $125,000; the lawsuit was filed on September 26, 1995, in United States District Court, Case No. C95-3424 CAL; entitled Tayac v. City and County of San Francisco, et al. (City Attorney)

5/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010817 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Nancy Tibbon against the City and County of San Francisco for $102,000; the lawsuit was filed on December 13, 1999 in San Francisco, Superior Court Case No. 308-489; entitled Nancy Tibbon v. City and County of San Francisco, et al. (City Attorney)

5/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010826 **[Business Tax and Regulations Code Amendment]**
Supervisor Leno

Ordinance amending the Business Tax and Regulations Code to (1) clarify general administrative provisions of Article 6 thereof, (2) consolidate the deadlines for renewing business registration certificates and filing annual tax returns, (3) establish a system of administrative penalties and citations for violations of the Business Tax and Regulations Code, (4) eliminate the automatic disqualification from the small business exemption for persons that fail to file a timely business tax return, and (5) establish a graduated system of penalties for persons that otherwise qualify for the small business exemption who fail to file a timely return that is based on how long the return is delinquent. (Treasurer-Tax Collector)

5/2/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 6/6/2001.

Supervisor Leno requested to be added as sponsor.

010828 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Khary Butler against the City and County of San Francisco for $50,000.00; the lawsuit was filed on March 19, 1998 in San Francisco Superior Court, Case No. 993-756; entitled Khary Butler, et al., v. City and County of San Francisco, et al; there are no other material terms to said settlement. (City Attorney)

5/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS

010770 **[Grant funds for District Attorney's Elder Abuse Vertical Prosecution Program]**
Supervisor Newsom

Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Elder Abuse Vertical Prosecution" and waiving indirect costs due to funding constraints. (District Attorney)

5/1/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

Supervisor Newsom requested to be added as sponsor.

010815 **[Lease of Property]**

Resolution approving a new lease of real property on behalf of Administrative Services, for the Department of Elections. (Real Estate Department)

(Property located at 1667 Market Street; District 6.)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

5/7/01, SUBSTITUTED. Real Estate Department submitted a substitute resolution bearing new title.

5/7/01, ASSIGNED to Finance Committee.

010816 **[Lease of Property]**

Resolution authorizing the lease of 4,945 sq.ft. at 1500 Howard Street for the Department of Public Health. (Real Estate Department)

(District 6)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010818 **[Credit Card Acceptance Cost Reduction]**
Supervisor Newsom

Resolution urging the Treasurer of the City and County of San Francisco to explore methods of reducing the costs associated with the City's acceptance of credit cards. (Treasurer-Tax Collector)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010819 **[Contracting out Pretrial Court Diversion Services]**

Resolution approving the Controller's certification that Pretrial Court Diversion Services for Inmates in the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010820 **[Contracting out Arrestees' Own Recognizance Services]**

Resolution approving the Controller's certification that own recognizance services for arrestees in the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010821 **[Contracting out Jail Food Services]**

Resolution approving the Controller's certification that County Jail food service management operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010822 **[Airport Lease Modification, Glide Slope Equipment]**

Resolution approving a lease modification for updated glide slope equipment between the Federal Aviation Administration and the City and County of San Francisco, acting by the through its Airport Commission. (Airport Commission)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

010827 **[Port Lease Agreement]**

Resolution approving a lease agreement with Corzac, Inc. d.b.a. Jelly's - A Dance Cafe' and the City and County of San Francisco operating by and through the San Francisco Port Commission for restaurant space at Pier 50, San Francisco, California. (Port)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

Requests Granted

From: Supervisor Hall
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To investigate and report on the feasibility of a stop sign at the intersection of Pinehurst Way and Kenwood Way.

From: Supervisor Hall
To: General Manager, Public Utilities Commission
To: General Manager, Recreation and Park Department
To: Director, Department of Public Works
Requesting/Inquiring: That the General Managers of the Public Utilities Commission and Recreation and Park Department and the Director of Department of Public Works report on what plans are in place for Sutro/Midtown Terrace Reservoir roof upon completion of all the work being done? Will any recreation space available to the public prior to construction be lost as a result? How much area was available to the public before the construction (in square feet); how much area will be available to the public after the construction (in square feet)?

From: Supervisor Hall
To: Director, Department of Parking and Traffic
To: Director, Department of Public Works
Requesting/Inquiring: That the Directors of the Department of Parking and Traffic and Department of Public Works investigate and report on the feasibility of installing additional traffic designations along Lake Merced Boulevard between Brotherhood Way and John Muir Drive to assist visitors to the Girl Scout Camp and the residents of Lake Merced Hill and; is it feasible to repaint the existing traffic designations due to the current poor conditions?

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft a Charter amendment that would create an instant runoff voting system for local elections.

From: Supervisor Leno
To: Director, Department of Public Works
Requesting/Inquiring: To investigate and report on the cost and feasibility of having scheduled cleaning rounds of dedicated urban bikeways, including bikeways not along streets used for automobile traffic.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation to adopt principals to govern positions taken by all City officials and departments in regulatory proceedings and negotiations regarding the proposal to build new capacity for power generation at the site of the existing Potrero Power Plant.

From: Supervisor Newsom
To: Superintendent, San Francisco Unified School District
Requesting/Inquiring: To investigate and report on safety measures on school grounds after scheduled school hours. It has been brought to the Supervisor's attention that the grounds of Claire Lilienthal K-8 School are being used for roller hockey on the weekends. These activities are potently dangerous for children at play.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft an ordinance which will amend the San Francisco Police Code to prohibit tour buses on El Camino del Mar between the Presidio (approximately 290 feet east of 25th Avenue) and the Legion of Honor Drive, and 25th Avenue between Lake Street and El Camino del Mar, to extend a prohibition of tour buses in the aforementioned areas to December 31, 2002.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft an ordinance that establishes a Deferred Maintenance Fund:
1. Requiring bond-financed projects to have a schedule and appropriations to maintain them; and
2. Moving the City toward compliance with the Governmental Accounting Standards Board (GASB) Statement 34 and establishing a baseline for annual infrastructure budgets.

From: Supervisor Peskin
To: City Attorney
Requesting/Inquiring: To inquire about the minimal requirements that a commercial property owner has to maintain first floor commercial areas, including when the property is without a current tenant.

From: Supervisor Peskin
To: Mayor
To: Treasurer
To: Controller
Requesting/Inquiring: That the Mayor, Treasurer and Controller report on the feasibility of partnering to produce a concise layperson's guidebook of the City's budget for public distribution beginning in fiscal year 2002/03.

From: Supervisor Peskin
To: Director, Department of Administrative Services (Solid Waste Management Program)
Requesting/Inquiring: Requesting a written or verbal report detailing the method in which residential units are allocated "Fantastic 3" containers of certain sizes and types and the process to readjust the size and type of these containers. Supervisor Peskin would like to ensure that apartments throughout San Francisco are allocated recycling containers of appropriate size and type in order to encourage maximal recycling behavior.

From: Supervisor Ammiano
To: Chief, Fire Department
To: Director, Department of Public health
To: Mayor
Requesting/Inquiring: Requesting that the Fire Commission, Department of Public Health and the Mayor's decision to change ambulance staffing from two paramedics to one paramedic and one Emergency Medical Technician (EMT) be revisited.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Hunter O. Cutting (Supervisor Ammiano)

ADJOURNMENT

There being no further business, the Board at the hour of 6:36 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 11, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT
OCT - 1 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, May 14, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair. of the Committee.

Volume 96 Number 20

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:01 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Maxwell, Sandoval, Yee - 3.

Quorum present.

Supervisor Maxwell was noted present at 2:03 p.m.

Supervisor Sandoval was noted present at 2:06 p.m.

Supervisor Yee was noted present at 2:03 p.m.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

Supervisor Ammiano indicated the matters relating to Tenancies in Common and Committee of the Whole, Tenancies in Common, Files 010839 and 010870. (See infra.)

CONSENT AGENDA

Recommendations of the Finance Committee

010105 **[Geographic Information System Data License Fees]**
Mayor

Ordinance amending the San Francisco Administrative Code by adding Section 8.40 to ratify all fees previously collected by the City under the City's Geographic Information System ("GIS") data license agreements, entered into since July 1, 1998, and before the effective date of this ordinance. (Public Works Department)

Ordinance No. 111-01
FINALLY PASSED

010588 **[Appropriation, funding for Geographic Data Services Program]**
Supervisor Leno

Ordinance appropriating $37,600 of Geographic Information System License Fee Revenues for the development and administration of the Geographic Data Services Program for the Department of Public Works for fiscal year 2000-01. (Mayor)

(Companion measure to File 010105.)

Ordinance No. 114-01
FINALLY PASSED

Recommendations of the Housing, Transportation and Land Use Committee

010476 **[Parking regulations, commercial vehicle with a gross weight in excess of 10,000 pounds]**
Supervisors Yee, Sandoval

Ordinance amending Traffic Code by amending Sections 63 and 63(a) thereof, relating to commercial vehicle parking in certain use districts. (Parking and Traffic Department)

Supervisor Sandoval requested to be added as co-sponsor.
Ordinance No. 112-01
FINALLY PASSED

010487 **[Double Parking]**
Supervisor Newsom

Ordinance amending Traffic Code Section 53 to extend the ordinance to October 31, 2001.

Ordinance No. 113-01
FINALLY PASSED

Recommendations of the Rules Committee

010485 [Appointment]

Resolution appointing Anthony Wagner, Anthony Nicco, Walter Park, Linda Samsom, Donna Calame, Alicia Duke, Bruce Allison, Dorothy Kerr, Ruth Miller, Abby Kovalsky, Benson Nadel, Walter DeVaughn, Penney Mitchell, Daniel Martin, Ronald Smith, Sarah Lee, Cecilia London, and Margine Sako, indefinite terms, to the Hospital and Nursing Home Discharge Planning Task Force; waiving residency requirement.

Anthony Wagner, initial appointment, Seat 1, must represent the Department of Public Health, indefinite term;
Anthony Nicco, initial appointment, Seat 2, must represent the Department of Human Services, indefinite term;
Walter Park, initial appointment, Seat 3, must represent the Mayor's Office of Disability, indefinite term;
Linda Samsom (residency requirement waived), initial appointment, Seat 4, must represent the Department of Aging and Adult Services, indefinite term;
Donna Calame, initial appointment, Seat 5, must represent the IHSS Public Authority, indefinite term;
Alicia Duke, initial appointment, Seat 6, must be from the Health Care Action Team (HAT) representing Medi-Cal and Non-Medi-Cal health care consumers, indefinite term;
Bruce Allison, initial appointment, Seat 7, must be from the Health Care Action Team (HAT) representing Medi-Cal and Non-Medi-Cal health care consumers, indefinite term;
Dorothy Kerr, initial appointment, Seat 8, must be from the Health Care Action Team (HAT) representing Medi-Cal and Non-Medi-Cal health care consumers, indefinite term;
Ruth Miller, initial appointment, Seat 9, must be from the Health Care Action Team (HAT) representing Medi-Cal and Non-Medi-Cal health care consumers, indefinite term;
Abby Kovalsky, initial appointment, Seat 10, must belong to an advocacy organization serving seniors and persons with disabilities, indefinite term;
Benson Nadel, initial appointment, Seat 11 must belong to an advocacy organization serving seniors and persons with disabilities, indefinite term;
Walter DeVaughn, initial appointment, Seat 12, must be from Social Workers in Senior Housing or another group representing social workers serving seniors and people with disabilities, indefinite term;
Penney Mitchell (residency requirement waived), initial appointment, Seat 13, must be a hospital discharge planner, indefinite term;
Daniel Martin (residency requirement waived), initial appointment, Seat 14, must be from a labor union representing health care workers serving seniors and people with disabilities, indefinite term;
Ronald Smith, initial appointment, Seat 15, must represent private (profit or non-profit) hospitals, indefinite term;
Sarah Lee, initial appointment, Seat 16, must represent a skilled nursing facility, indefinite term;
Cecilia London, initial appointment, Seat 17, must represent home care service providers, indefinite term;
Margine Sako, initial appointment, Seat 18, must represent home care service providers, indefinite term.

Resolution No. 386-01
ADOPTED

010659 [Appointment]

Resolution appointing Marjorie Ann Williams, term ending April 27, 2003, to the Sunshine Ordinance Task Force.

Marjorie Ann Williams, succeeding Sue Cauthen, term expired, Seat 11, must be a member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government, for a new two-year term expiring April 27, 2003.

Resolution No. 387-01
ADOPTED

010772 **[Appointment]**

Resolution appointing Nino Parker, term ending December 31, 2003, to the Bicycle Advisory Committee.

- Nino Parker, succeeding Alex Lantsberg, resigned, Seat 3, must represent an environmental organization, a new three-year term expiring December 31, 2003.

Resolution No. 392-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

REGULAR AGENDA

NEW BUSINESS

Recommendations of the Finance Committee

Appointment of President Pro Tempore

At the request of the President, Supervisor Peskin assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

001783 [Release of Reserve Funds, San Francisco Apartment Association (Fiscal Year 2000-2001 Budget)]
Supervisor Yee

Motion releasing $100,000 placed on Board of Supervisors reserve for the legal assistance to property owners of limited means program.

Supervisor Ammiano, seconded by Supervisor Sandoval, moved to continue consideration to May 21, 2001.

Motion to continue failed adoption by the following vote:
Ayes: 4 - Supervisors Ammiano, Daly, Gonzalez, Sandoval
Noes: 7 - Supervisors Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Supervisor Ammiano, seconded by Supervisor Daly, moved to amend the release of reserve with condition prohibiting expenditure of funds to pursue eviction for non-payment of rent, unless eviction prevention programs providing back-rent assistance are funded to the same levels in next year's budget as they were in last year's budget.

Motion to amend failed adoption by the following vote:
Ayes: 3 - Supervisors Ammiano, Daly, Sandoval
Noes: 8 - Supervisors Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Supervisor Daly, seconded by Supervisor Ammiano, moved to state that no money be spent on notices of violations from the Department of Building Inspection, Department of Public Health, San Francisco Fire Department, Code Enforcement Task Force.

Motion to amend failed adoption by the following vote:
Ayes: 4 - Supervisors Ammiano, Daly, Peskin, Sandoval
Noes: 7 - Supervisors Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Yee

Supervisor Yee moved to amend page two, line 9, by adding the following condition: "Further Moved, That these released funds shall not be used for the purposes of tenant evictions based on owner move-ins or the Ellis Act."

Supervisor Yee, seconded by President Ammiano, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

The roll was then called on the main motion.

Motion No. M01-61

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Gonzalez
Absent: 1 - Daly

Appointment of President Pro Tempore

At the request of the President, Supervisor Daly assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

010520 **[Appropriation, funding the land use and environmental reviews in South of Market and Mission District and neighborhood planning in Balboa Park]**

Ordinance appropriating $1,900,000 from surplus Planning Department fee revenue to fund land use studies and environmental reviews in South of Market (SOMA) and Mission District areas, neighborhood planning measures in Balboa Park, computer aided architectural presentations of large developments; for the Planning Commission for fiscal year 2000-2001, placing $585,000 on reserve. (Controller)

(Fiscal impact; Companion measure to File 010521.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - McGoldrick

010677 **[Appropriation, Office of Contract Administration]**

Mayor

Ordinance appropriating $129,667 from the Wage and Health Care Accessibility Reserve to fund salaries, fringe benefits, materials and supplies, and professional services for the Office of Contract Administration fiscal year 2000-2001.

(Fiscal impact; Companion measure to File 010678.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010678 **[Public Employment]**

Mayor

Ordinance amending Ordinance No. 181-00 (Annual Salary Ordinance, 2000/01) reflecting the creation of seven new positions in Administrative Services, Office of Contract Administration.

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010686 **[Lease amendment, Theatre Bay Area]**

Supervisor Leno

Resolution approving and authorizing a First Amendment to Lease with Theatre Bay Area, a California nonprofit public benefit corporation, related to certain ticket kiosk premises located on Union Square, San Francisco, allowing for the lessee to vacate the original ticket kiosk premises, relocate temporarily to other premises and consent to the demolition of the original kiosk improvements; and authorizing and ratifying the execution and delivery by the General Manager of the Recreation and Park Department of the First Amendment and any related documents, and the taking of such actions by said General Manager as may be necessary in furtherance of this resolution.

Resolution No. 388-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010723 **[Branch Library General Obligation Bond Issuance]**

Resolution providing for the issuance of not to exceed $105,865,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds (Branch Library Facilities Improvement Bonds, 2000); authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds. (Mayor)

Resolution No. 389-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010724 **[Branch Library General Obligation Bond Sale]**

Resolution authorizing and directing the sale of not to exceed $17,665,000 City and County of San Francisco General Obligation Bonds (Branch Library Facilities Improvement Bonds, 2000) Series 2001E; prescribing the form and terms of said Bonds, authorizing the execution, authentication and registration of said Bonds; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form and execution of the official statement relating thereto; approving the form of the Continuing Disclosure Certificate; approving modifications to documents; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. (Mayor)

Resolution No. 390-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Public Health and Environment Committee

010269 **[Nuisance Code Revision]**

Supervisors Newsom, Leno, Sandoval

Ordinance amending Sections 37, 92, 283, 585, 596, 598, 599, 600, 605, 607, 608, and 1604; adding Sections 580, 581, 582, 614, 615, and 616; and deleting Sections 93 to 97.6, inclusive and 606 of the San Francisco Health Code consolidating various provisions that set forth conditions that constitute a public nuisance and to declare the presence of mold and mildew and lead hazards as public nuisances; clarifying the requirements regarding the maintenance of small animals, poultry and game birds in residential districts; authorizing the Department of Public Health to recover administrative costs incurred in pursuing an abatement action as authorized by Government Code Section 25845; and establishing an administrative enforcement process for the abatement of nuisances; and increasing the minimum criminal penalties from $25 to $100 and the maximum criminal penalties from $250 to $1000 for non-compliance with a Director's Order.

Supervisors Leno, Sandoval requested to be added as co-sponsors.

Supervisor Newsom moved to continue this matter to May 21, 2001.

Supervisor Newsom, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010456 [Interim Controls, Internet Services Exchanges]
Supervisor Maxwell

Resolution imposing interim zoning controls defining internet services exchanges, including internet services exchanges within the utility installation use category, establishing a requirement for a conditional use authorization for internet services exchanges in commercial and industrial zones, including without limitation, the C-1, C-2, C-3-G, C-3-S, C-M, M-1, M-2, SLI and SSO zones exclusive of lots under the jurisdiction of the San Francisco Port Commission or in a redevelopment project area with an adopted redevelopment plan under the jurisdiction of the San Francisco Redevelopment Agency Commission up to a six month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Received Certification of Determination of Exemption/Exclusion from environmental review dated May 2, 2001.

Supervisor Maxwell moved to amend page 6, line 17, at the end of the line, strike out "best"; page 6, line 18, at the beginning of the line, strike out "available"; page 6, line 18, after the word "energy" strike out "efficiency" and replace with "efficient"; Page 6, line 19, at the end of the line, strike out "best commercially available"; page 6, line 20, at the beginning of the line strike out "technology to recapture" and replace with "recapturing" and page 6, line 20, after the word "heat" insert "as such commercially available technology evolves."

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor Leno requested to be added as co-sponsor.

Supervisor Maxwell moved to continue this matter to May 21, 2001.

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Resolution be CONTINUED AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010737 [Esprit Park]
Supervisors Maxwell, Ammiano, Leno

Resolution authorizing the acceptance of Esprit Park under the jurisdiction of the Recreation and Park Department pursuant to an owner participation agreement in the Redevelopment Agency of the City and County of San Francisco and Esprit De Corp and stating that it is the policy of the Board of Supervisors not to use affordable housing mitigation funds to acquire open space.

(Fiscal impact.)

Supervisor Leno requested to be added as co-sponsor.

Resolution No. 391-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Gonzalez
Absent: 1 - Yee

Recommendations of Rules Committee

010714 **[Appointment]**

Resolution appointing James Meko, Eric Quezada, Janet Carpinelli, Jamie Rossi, Stanley Warren, Tom Radulovich, Carlos Romero, Robert Haaland, Debra Walker, and Michael Strausz, terms ending June 30, 2001, to the Live/Work Task Force; residency requirement waived.

James Meko, new appointment, Seat 1, must be a representative of neighborhood organizations representing supervisorial district 6, for a new term ending June 30, 2001;
Eric Quezada, new appointment, Seat 2, must be a representative of neighborhood organizations representing supervisorial district 9, for a new term ending June 30, 2001;
Janet Carpinelli, new appointment, Seat 3, must be a representative of neighborhood organizations representing supervisorial district 10, for a new term ending June 30, 2001;
Jamie Rossi, new appointment, Seat 4, must be a representative of a business association, for a new term ending June 30, 2001;
Stanley Warren (residency requirement waived), Vacant Seat, new appointment, Seat 5, must be a representative of organized labor, for a new term ending June 30, 2001;
Tom Radulovich, new appointment, Seat 6, must be a representative of an urban planning association, for a new term ending June 30, 2001;
Carlos Romero (residency requirement waived), new appointment, Seat 7, must be a representative of an affordable housing organization, for a new term ending June 30, 2001;
Robert Haaland, new appointment, Seat 8, must be a representative of a tenant organization, for a new term ending June 30, 2001;
Debra Walker, new appointment, Seat 9, must be a representative who is an artist or represents an arts organization, for a new term ending June 30, 2001;
Michael Strausz, new appointment, Seat 10, must be a representative who is a residential builder, for a new term ending June 30, 2001.

Resolution No. 382-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

010879 [Appointments]

Motion appointing James Meko, Eric Quezada, Janet Carpinelli, Jamie Rossi, Stanley Warren, Tom Radulovich, Carlos Romero, Robert Haaland, Debra Walker, and Michael Strausz, terms ending June 30, 2001, to the Live/Work Task Force; residency requirement waived.

James Meko, new appointment, Seat 1, must be a representative of neighborhood organizations representing supervisorial district 6, for a new term ending June 30, 2001;
Eric Quezada, new appointment, Seat 2, must be a representative of neighborhood organizations representing supervisorial district 9, for a new term ending June 30, 2001;
Janet Carpinelli, new appointment, Seat 3, must be a representative of neighborhood organizations representing supervisorial district 10, for a new term ending June 30, 2001;
Jamie Rossi, new appointment, Seat 4, must be a representative of a business association, for a new term ending June 30, 2001;
Stanley Warren (residency requirement waived), Vacant Seat, new appointment, Seat 5, must be a representative of organized labor, for a new term ending June 30, 2001;
Tom Radulovich, new appointment, Seat 6, must be a representative of an urban planning association, for a new term ending June 30, 2001;
Carlos Romero (residency requirement waived), new appointment, Seat 7, must be a representative of an affordable housing organization, for a new term ending June 30, 2001;
Robert Haaland, new appointment, Seat 8, must be a representative of a tenant organization, for a new term ending June 30, 2001;
Debra Walker, new appointment, Seat 9, must be a representative who is an artist or represents an arts organization, for a new term ending June 30, 2001;
Michael Strausz, new appointment, Seat 10, must be a representative who is a residential builder, for a new term ending June 30, 2001.

President Ammiano, seconded by Supervisor Leno, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

SPECIAL ORDER 3:00 P.M.

002092 [Public Hearing]

Hearing to consider proposed Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the use restrictions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan amendment is consistent with the City's General Plan and Eight Priority Policies of the City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)
(Companion measure to File 001861.)

Supervisor Maxwell requested this matter be continued to July 9, 2001.

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From Redevelopment Agency

001861 [Amendment to the India Basin Industrial Park Redevelopment Plan to modify use restrictions and parking and loading requirements]
Supervisor Katz

Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the land use provisions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)

Supervisor Maxwell requested this matter be continued to July 9, 2001.
Supervisor Maxwell, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SPECIAL ORDER 3:00 P.M.

010359 [Public Hearing - Street Vacation Order, Mid-Embarcadero Roadway Project]
Hearing of persons interested in or objecting to proposed ordinance ordering the vacation of portions of the Embarcadero and Folsom Streets between Howard and Harrison Streets in connection with the Mid-Embarcadero Roadway Project; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1 and the applicable Redevelopment Plan Area; ratifying acts and authorizing actions in furtherance of the ordinance. (Clerk of the Board)

(Pursuant to Resolution 290-01 adopted by the Board of Supervisors.)

The President inquired if there was anyone present who wished to address the Board.

There being no response, the President declared the public hearing closed.
HEARD AT PUBLIC HEARING.

From Housing, Transportation and Land Use Committee Without Recommendation

010362 **[Ordering Street Vacation, Mid-Embarcadero Roadway Project]**

Ordinance ordering the vacation of portions of the Embarcadero and Folsom Streets between Howard and Harrison Streets in connection with the Mid-Embarcadero Roadway Project; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1 and the applicable Redevelopment Plan Area; ratifying acts and authorizing actions in furtherance of the ordinance. (Port)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

COMMITTEE REPORTS

Recommendation of the Housing, Transportation and Land Use Committee

010271 **[Conditional Use Appeal Procedure]**
Supervisor Peskin

Ordinance amending Article 3 of the Planning Code by amending Section 308.1 to authorize five members of the Board of Supervisors to subscribe to a Conditional Use Appeal as an alternative to obtaining the signatures of 20% of the property owners within 300 feet of the subject property. Providing for the new procedure to be applicable to decisions made by the Planning Commission on or after February 2, 2001 and providing that the code amendments made by this ordinance shall be repealed automatically upon the effective date of legislation that would provide residential and commercial tenants with the right to appeal a conditional use decision to the board of Supervisors that is equivalent to that afforded to property owners.

Supervisor Peskin moved to amend page two, line 10 to change "bur" to read "but" and page two, line 15, after the word "area" by changing "hat" to read "that".

Supervisor Peskin, seconded by Supervisor Leno, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Hall, Newsom
Absent: 1 - Yee

PUBLIC COMMENT

Claudine Chang, comments on impact of movie, Pearl Harbor;
Vernon Jones, slow economy, electricity issue;
John Bardis;
John Van, voter reform;
Worldwind Dreamer, tobacco matter, poem Goodbye Camel Joe;
Joe Fusco, Golden Gate Concourse renovation plan;
Margaret Lewis, supports San Francisco Cares bill funding;
Ralph Daws, housing voucher program;
Jeffrey Leibovitz, Case Against Yuppie Radivication, tenancies in common, dirty streets, open drug dealings, drunkeness, tax revenue.

CALLED FROM COMMITTEE

010226 [Tenancies In Common]
Supervisor Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1388, and 1396, and by adding Section 1316, to prohibit tenancies-in-common where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants; and to amend other definitions to implement these measures.

Supervisor Daly requested this matter be re-referred to committee.

Supervisor Daly, seconded by Supervisor Leno, moved that this Ordinance be RE-REFERRED to the Housing, Transportation and Land Use Committee. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

010849 [Prisoners with HIV]
Supervisor Leno

Resolution urging the City Attorney to join the statewide injunction filed in U.S. District Court, San Francisco, by nine plaintiffs represented by Donald Specter of the Prison Law Office against the California State Corrections Department regarding insufficient treatment of prisoners with HIV.

Resolution No. 393-01
ADOPTED

010850 **[Federal Energy Regulatory Commission]**
Supervisors McGoldrick, Leno

Resolution calling on the City Attorney to prosecute a lawsuit against the Federal Energy Regulatory Commission seeking enforcement of the provisions of the Federal Power Act requiring that prices for energy be set at "reasonable" rates.

Supervisor Leno requested to be added as co-sponsor.

Resolution No. 400-01
ADOPTED

010851 **[Proclamation]**
Supervisors Leno, Hall, Newsom

Resolution declaring Sunday, May 20, 2001 "Bay to Breakers Day" in honor of the San Francisco Examiner Bay to Breakers organizers and participants for their 90 year contribution to San Francisco culture, athletics and charity.

Supervisors Hall, Newsom requested to be added as co-sponsors.

Resolution No. 394-01
ADOPTED

010852 **[Commendation]**
Supervisors Newsom, Hall

Resolution commending Hands on San Francisco for the success of its 3rd Annual Hands at Work Day held on May 5th, 2001 in San Francisco.

Supervisor Hall requested to be added as co-sponsor.

Resolution No. 395-01
ADOPTED

010853 **[Proclamation]**
Supervisors Newsom, Peskin, Ammiano, Yee, Daly, Leno, Hall

Resolution declaring May 2001 as "Asian Pacific American Heritage Month" in the City and County of San Francisco.

Supervisors Daly, Leno, Hall requested to be added as co-sponsors.

Resolution No. 396-01
ADOPTED

010854 **[Commendation]**
Supervisors Peskin, Daly, Hall, Newsom

Resolution commending Kaan Y. Chin of the San Francisco Fire Department's Public Education Section, for his outstanding effort and commitment to promoting fire safety in low-income neighborhoods of San Francisco.

Supervisors Daly, Hall, Newsom requested to be added as co-sponsors.

Resolution No. 397-01
ADOPTED

010855 [Commendation]
Supervisor Yee

Resolution commending the California State Automobile Association's Employee Volunteer Program for its commitment to community services, and for being awarded the 2001 Corporate Volunteer Award from the Volunteer Center of San Francisco.

Resolution No. 398-01
ADOPTED

010865 [Vacancy Notification for S.F. Boards, Commissions, Committees, and Task Forces]
Supervisors Hall, Gonzalez, Peskin

Resolution requesting the City Library to send the "Annual Listing of Active Boards, Commissions, Committees, and Task Forces and Requirement of Membership," the "Annual Listing of Boards, Commissions, Committees, and Task Forces with Seats That Have A Term Expiring," and all other vacancy notices to every branch library in San Francisco.

Supervisor Peskin requested to be added as co-sponsor.
Resolution No. 399-01
ADOPTED

010861 [Committee of the Whole - Electric Power Generation]
Supervisor Maxwell

Motion scheduling a Committee of the Whole to consider an ordinance adopting City policy regarding the construction of new electric power generation capacity in southeast San Francisco, to be held on May 21, 2001 at 3:00 p.m.

Motion No. M01-62
APPROVED

010871 [Final Map for a 226 Unit Condominium Project]
Motion approving Final Map of Avalon Towers By The Bay, (388 Beale Street), a Residential Condominium Project, being a subdivision of Lot 91, Assessor's Block No. 3747, and adopting findings pursuant to City Planning Code Section 101.1.

(DPW Order No. 172953.)

Motion No. M01-63
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

Severed From For Adoption Without Committee Reference Agenda

010839 **[Affordable Housing Bonds]**
Supervisor Daly

Resolution determining and declaring that the public interest and necessity demand the financing of (1) the development of housing affordable to low-income households in the City and County of San Francisco and (2) downpayment assistance to low and moderate income first-time homebuyers and all other aspects necessary or convenient for the foregoing purposes, that the estimated cost of $200,000,000 is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the general plan consistency requirement of Administrative Code Section 2A.53.

Supervisor Daly requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Daly requested this matter be continued to May 21, 2001.
Supervisor Daly, seconded by Supervisor Leno, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

010870 **[Committee of the Whole - Tenancies in Common]**
Supervisor Daly

Motion scheduling a Committee of the Whole to consider legislation regarding Tenancies in Common, to be held on May 21, 2001 at 3:00 PM.

Supervisor Daly requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Daly, seconded by Supervisor Leno, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

President Ammiano, seconded by Supervisor Leno, moved ADOPTION of the serious injury finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

President Ammiano, seconded by Supervisor Leno, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

Imperative Motion

010911 **[Off Site Special Rules Committee Meeting]**
Supervisor Ammiano

Motion scheduling a special meeting of the Rules Committee to be held on Tuesday, June 5, 2001, at the Horace Mann Academic Middle School, 3351 Twenty-Third Street, Auditorium in the Mission neighborhood of San Francisco at 7:00 p.m.

Motion No. M01-64

President Ammiano, seconded by Supervisor Leno, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

010848 **[Health Plan Benefits - Contractors]**
Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 12Q, encompassing Sections 12Q.1 through 12Q.11, to require contractors that provide services to the City or enter into certain leases with the City, and certain subcontractors, subtenants and parties providing services to tenants and subtenants on City property, with respect to covered employees, to offer health plan benefits to employees, to make payments to the City for use by the Department of Public Health, to make payments directly to employees under limited circumstances, or to participate in a health benefits program developed by the Director of Health. (Mayor)

5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

5/14/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing same title, and requests this item be considered at the May 17, 2001 meeting.

5/14/01, ASSIGNED to Rules Committee.

010846 **[Administrative Code Amendment, Banking Services]**
Supervisor Gonzalez

Ordinance amending the San Francisco Administrative Code to add a new Chapter 12R requiring the inclusion in agreements for banking services between the City and County of San Francisco and banks of a provision requiring the banks to cash public assistance checks without charge, regardless of whether the payee maintains an account at such bank, if the bank negotiates drafts as part of their regular banking services for its customers.

5/7/01, RECEIVED AND ASSIGNED to Rules Committee.

5/14/01, SUBSTITUTED. Supervisor Gonzalez submitted a substitute ordinance bearing new title.

5/14/01, ASSIGNED to Rules Committee.

010883 **[Bicycle Lane]**
Supervisor McGoldrick

Ordinance establishing a permanent bicycle lane on Arguello Street beginning at Fulton Avenue and ending at Jackson Street.

5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010884 **[Appropriation, Educational Program for Waterfront Kids]**
Supervisor Sandoval

Ordinance appropriating $150,000 to fund a Marina Waterfront Educational Program for San Francisco youth administered by the Recreation and Park Department, for fiscal year 2000-01.

Supervisor Newsom dissenting in committee.

5/14/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

010885 **[Parking Meters]**
Supervisor Daly

Ordinance requiring that all parking meters display a telephone number where broken parking meters can be reported to the Department of Parking and Traffic or parking meters with inaccurate measuring devices can be reported to the Department of Consumer Assurance.

5/14/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/13/2001.

010887 [Human Health and Environment Protections for New Electric Generation]
Supervisor Maxwell

Ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plan in Southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in Southeast San Francisco.
5/14/01, ASSIGNED to Board of Supervisors. Scheduled for consideration by the Board sitting as a Committee of the Whole, May 21, 2001 at 3:00 p.m. (pursuant to Motion, File 010861).

010891 [Tenant Home Ownership; Condominium Type Ownership Structures]
Supervisor McGoldrick

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1359, 1388, 1396, and 1396.1 and by adding Section 1316, to provide tenant home ownership and to regulate the formation of certain condominium-type ownership structures where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants, to create an exemption from the lottery for two unit buildings where at least one unit has been owner occupied for one year prior to application for conversion, to create a pool of 200 limited equity conversions in the condominium lottery specifically for purchasing tenants of median income or less, to increase the conversion limit to 200 units and 200 limited equity units and to make these limits permanent, and to add and amend other definitions to implement these measures.
5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010901 [Housing Developments Special Election, Affordable Housing Bonds]
Supervisor Daly

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2001, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: Two Hundred Million Dollars ($200,000,000) to finance and/or lease low-income housing and to provide down-payment assistance to low and moderate first-time homebuyers; finding that the estimated costs of such proposed projects are and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; and waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510.
5/14/01, RECEIVED AND ASSIGNED to Finance Committee.

Resolutions

010888 [Pedestrian Safety and Street Resurfacing]
Supervisors Ammiano, Peskin, Sandoval, Hall

Resolution establishing a Pedestrian Safety and Street Resurfacing Working Group to review existing and projected capital needs related to the backlog of pedestrian safety, disability access, bicycle safety, street resurfacing and school area safety projects; establishing the membership, staffing and scope of work for the Working Group; and establishing August 1, 2001 as the date the Working Group will provide its recommendations to the Board of Supervisors and the San Francisco County Transportation Authority regarding existing and potential funding sources, including a potential General Obligation bond issue, that are most appropriate to meet these capital needs.
5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010889 [2001 Homeless Continuum of Care Plan]
Supervisor Daly

Resolution endorsing and adopting the 2001 Homeless Continuum of Care Plan prepared by Local Homeless Coordinating Board.
5/14/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

010890 [City Attorney enforcement of Live/Work Ordinance]
Supervisors McGoldrick, Daly

Resolution calling on the City Attorney to enforce the provisions of the Live/Work ordinance requiring that occupants of Live/Work units actually reside in those units.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010892 [Younger Americans Act, H.R. 17]
Supervisors Newsom, Daly, Hall

Resolution supporting H.R. 17, also known as the Younger Americans Act, which creates a Council on National Youth Policy and establishes a formula-based state block grant to support local communities in their efforts to strengthen the resources that are available to youth.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010893 [S. 160, Treatment on Demand Assistance Act]
Supervisors Newsom, Sandoval, Daly, Leno

Resolution supporting S. 160, the Treatment on Demand Assistance Act, which will double the funding to states for drug treatment over the next 5 years to $6 billion in fiscal year 2006, an increase of 100% over current levels to be provided by the Substance Abuse Mental Health Services Administration (SAMHSA).
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010894 [Unlawful demolitions]
Supervisor Newsom

Resolution urging the Planning Commission, the Department of Building Inspection and the Board of Permit Appeals to better coordinate their efforts in complying with the law regarding all building demolitions and proper notification to the public; and to strongly consider all public recommendations forwarded through the newly reconvened Committee on Unlawful Demolitions.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010895 [Airport taxi trip fees]
Supervisors Newsom, Peskin, Daly, Leno

Resolution urging the Airport Commission to recommend the enactment of an ordinance allowing a partial pass through of airport taxi trip fees to taxi passengers.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010896 [Lowell High School Weekend Campus entrance]
Supervisors Hall, Newsom

Resolution urging the San Francisco Unified School District and Lowell High School to close the Meadowbrook entrance to Lowell's campus on weekends, and, alternatively, to use either the Winston Avenue entrance or Lake Merced Boulevard entrance to the campus.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010897 [Small Business Energy Conservation]
Supervisor Hall

Resolution urging San Francisco's small businesses to take part in the "Flex Your Power" summer energy conservation program.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010898 [SB 10, The Safe Routes to School Bill]
Supervisors Leno, McGoldrick, Maxwell, Newsom, Peskin

Resolution urging the California State Senate to pass SB10, the Safe Routes to School bill.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010899 [Bringing Up Healthy Kids Coalition]
Supervisors Maxwell, Leno, Newsom, Daly, Hall

Resolution endorsing the proposal developed by the Department of Public Health's Bringing Up Healthy Kids Coalition to provide health coverage to thousands of children in working families in San Francisco, and urging the Mayor to include funding for this initiative in the proposed City Budget for FY 2001-2002.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010900 [HOPE VI Application, Hunter's View Public Housing Development]
Supervisors Maxwell, Peskin

Resolution supporting the San Francisco Housing Authority in submitting a HOPE VI (Housing Opportunities for People Everywhere) grant application in the amount of $35 million to the U.S. Department of Housing and Urban Development.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010902 [Commendation]
Supervisors Newsom, Peskin

Resolution commending the Raphael House for the success of its recent fundraiser held on Thursday, May 3rd, 2001 at the Ritz Carlton Hotel, to raise monetary support for its continued efforts serving homeless families.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010903 [Proclamation]
Supervisors Leno, Maxwell, Newsom, Peskin

Resolution declaring May 23, 2001 Milton and Abby Marks Day in San Francisco.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010904 [Commendation]
Supervisors Maxwell, Newsom

Resolution recognizing and commending Dr. Martin Luther King, Jr. Academic Middle School's third annual Girls' Summit "Proud Young Women III" on March 16, 2001.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010905 [Commendation]
Supervisors Maxwell, Leno, Newsom, Peskin

Resolution commending Dick Millet for his dedication and exemplary service to the community and proclaiming May 29, 2001 as Richard D. Millet Day in San Francisco.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010906 **[Commendation]**
Supervisors Maxwell, Peskin

Resolution commending the dedicated men and women in the Department of Public Works for working in the public interest.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

010907 **[Charter Amendment - Noncitizens on City Boards, Commissions, and Advisory Bodies]**
Supervisor Gonzalez

Charter amendment (First Draft) to amend Section 4.101 to permit noncitizens to serve on appointive boards, commissions, and advisory bodies.
5/14/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/13/2001.

Requests for Hearing

010886 **[Public Hearing]**
Hearing of persons interested in or objecting to proposed ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plant in southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in southeast San Francisco. (Clerk of the Board)
5/14/01, SCHEDULED FOR PUBLIC HEARING. Board to sit as a Committee of the Whole on May 21, 2001, at 3:00 p.m.

010908 **[Street Space Guidelines]**
Supervisor Newsom

Hearing on the development of construction signage for the purpose of reviewing the guidelines of both the Department of Public Works and the Department of Parking and Traffic for occupancy of street space for construction related work, specifically of: (1) Street space guidelines; (2) Additional street space guidelines.
5/14/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

010909 **[Pedestrian Safety Program, Police Department]**
Supervisor Sandoval

Hearing to examine the Police Department's current efforts and long term planning efforts relative to their Pedestrian Safety Program, Traffic Safety Program and the use of radar trailers.
5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010910 **[Crosswalk Flags]**
Supervisor Ammiano

Hearing to explore the possible benefits of using crosswalk flags to assist pedestrians and mitigate the dangers of crossing the street in San Francisco.
5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010912 **[Food Stamp Benefits]**
Supervisor Daly

Hearing to consider plans and policies of the Department of Human Services regarding electronic transfer of food stamp benefits.
5/14/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

010913 **[BART Service]**
Supervisor Daly

Hearing to consider facility and ground maintenance of the Bay Area Rapid Transit in San Francisco, and to assess system capacity to meet the needs of increased ridership in San Francisco.
5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010914 **[Parking]**
Supervisor Daly

Hearing to consider parking on Jones Street between Golden Gate and Geary, with a focus on street cleaning changes.
5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. Sponsor requests this item be scheduled for consideration at the May 24, 2001 meeting.

010915 **[Meningitis]**
Supervisors Leno, Maxwell, McGoldrick

Hearing on ways to protect San Francisco's children and youth from meningitis.
5/14/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

Motions

010916 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
5/14/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

010812 **[Street Vacation of a Portion of The Embarcadero]**

Ordinance ordering the vacation of a portion of The Embarcadero just north of Mission Street; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the vacation is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; and ratifying acts and authorizing actions in furtherance of the ordinance. (Public Works Department)

5/9/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010838 **[Inner Sunset Neighborhood Commercial District Zoning Amendment]**

Ordinance amending changes in property use classification by amending the zoning map of the City and County of San Francisco for thirty-five small-scale Neighborhood Commercial District parcels and one Neighborhood Commercial District parcel in the area of Irving Street between 5th and 19th Avenues. (Planning Department)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated June 29, 2000; Planning Commission Resolution No. 1613 adopted April 5, 2001 recommending adoption of the Zoning Map Amendments as presented in the above ordinance; Case No. 2000.407Z.)

5/3/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010872 **[Water Rates]**

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its retail customers inside and outside the City and County of San Francisco. (Public Utilities Commission)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee. With direction to report back to Board June 4, 2001.

010873 **[Water Rates]**

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its suburban resale customers. (Public Utilities Commission)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee. With direction to report back to Board June 4, 2001.

PROPOSED RESOLUTIONS

010777 **[Grant funds to DPH from Eli Lilly and Company]**

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of $125,000 from Eli Lilly and Company for the period May 1, 2001 to April 30, 2002 and to enter into an agreement for the use of these funds. (Public Health Department)

5/8/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the May 22, 2001 meeting.

010811 **[Street Vacation of a Portion of The Embarcadero]**

Resolution declaring the intention of the Board of Supervisors to vacate a portion of The Embarcadero just north of Mission street; setting the hearing date for all persons interested in the proposed vacation of the street areas; and adopting findings that the vacation is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1. (Public Works Department)

5/9/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010815 **[Lease of Property]**

Resolution approving a new lease of real property located at 1667 Market Street on behalf of Administrative Services, for the Department of Elections. (Real Estate Department)

(Fiscal impact; District 6)

5/2/01, RECEIVED AND ASSIGNED to Finance Committee.

5/7/01, SUBSTITUTED. Real Estate Department submitted a substitute resolution bearing new title.

5/7/01, ASSIGNED to Finance Committee.

010823 **[Agreement, S.F. PUC/Bay Conservation and Development Commission regarding public access to Islais Landing Waterfront Park]**

Resolution authorizing the Department of Real Estate to execute and record an agreement imposing the public access conditions required by San Francisco Bay Conservation and Development Commission Permit Number 14-99 which allowed the expansion and rehabilitation of the Southeast Water Pollution Control Plan Booster Pump Station located at 2 Arthur Avenue and Islais Landing Waterfront Park. (Public Utilities Commission)

5/14/01, RECEIVED AND ASSIGNED to Finance Committee.

010835 **[Lease of Property for DPH Mental Health]**

Resolution authorizing a new lease of real property currently occupied by the City under the terms of an earlier lease at 1380 Howard Street, San Francisco, for a term of five years and one month, commencing June 1, 2001 at an initial monthly rent of $100,000 per month for the Mental Health Division of the Department of Public Health. (Real Estate Department)

(Fiscal impact; District 6)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee.

010866 **[Official Advertising]**

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for specified categories of official advertising, commencing July 1, 2001. (Purchaser)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee.

5/14/01, SUBSTITUTED. Purchasing Department submitted a substitute resolution bearing new title.

5/14/01, ASSIGNED to Finance Committee.

010867 **[Outreach Advertising]**

Resolution designating the China Press to be outreach newspaper of the City and County of San Francisco for the Chinese community, and designating El Mensajero to be outreach newspaper of the City and County of San Francisco for the Hispanic community; commencing July 1, 2001, for outreach advertising. (Purchaser)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee.

5/14/01, SUBSTITUTED. Purchasing Department submitted a substitute resolution bearing new title.

5/14/01, ASSIGNED to Finance Committee.

010868 **[Establishing Trial Parking Rates as Permanent Parking Rates for City Owned Garages and Metered Facilities]**

Resolution approving trial parking rates as proposed permanent parking rates at the Lombard Street Garage, the North Beach Garage, the Portsmouth Square Garage, the Japan Center Garages, the St. Mary's Square Garage, the Union Square Garage, and the Vallejo Street Garage. (Parking and Traffic Department)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee.

010869 **[Contract Modification - Diesel Coaches]**

Resolution approving Modification No. 4 to Contract No. 300 with Neoplan USA Corporation in the amount of $36,036,898.00, to exercise an Option for 24 articulated clean diesel coaches and 71 standard clean diesel coaches, including purchase of associated spare parts and incorporation of design modifications, for a total contract amount not to exceed $128,229,473.00. (Municipal Transportation Agency)

5/9/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Requests Granted

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To investigate and report on the decision of the Board of Appeals as to whether the decisions of the Board of Appeals are consistent with the ordinances which they interpret, and if not proposing a plan whereby the City Attorney will seek to enforce these laws as written.

From: Supervisors Peskin, Newsom
To: City Attorney
Requesting/Inquiring: To draft legislation that would strengthen the City's debarment procedures, detailed in Administrative Code Section 6.82. Specifically, this ordinance would mandate that entities that have committed a civil or criminal violation against local, state or federal government be debarred from conducting business with the City of San Francisco for a five-year period.

From: Supervisor Sandoval
To: Director, Department of Public Works
Requesting/Inquiring: To report regarding the acquisition of funds from the Emerald Fund, developer of Oceanview Village located at 3999 Alemany to assure that a traffic light be installed at the intersection of Alemany and Arch Street upon completion of the project.

From: Supervisor Sandoval
To: Chief, Police Department
Requesting/Inquiring: To inquire how the Police Department has communicated passage of the Urban Forestry Council ordinance to station captains and to inquire if a general order is needed so that police officers know how to respond to citizens' complaints about the illegal removal of trees.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of installing stop signs at the intersection of Brazil and Edinburgh and the intersection of Persia and Edinburgh Streets.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of improving the visibility of two "Stop For Pedestrian" signs located at the intersection of San Jose and Seneca Avenue, including but not limited to using reflective materials and increasing the signage size.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of making Silver Avenue between Mission and San Bruno a no-passing zone, including but not limited to painting solid yellow lines down the middle of the street.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring the San Francisco Housing Authority to submit contracting proposals to the Board of Supervisors for approval.

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft an amendment to the Administrative Code clarifying that no city-owned property shall be occupied by a prospective lessee prior to review and approval by the Finance Committee and the Board of Supervisors, if required.

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft a Charter amendment to use expanded revenues created from Parking Revenue Control Legislation for pedestrian safety projects (50%) and Urban Forestry Projects (50%).

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Marquese Moffett (By the entire Board)
Youths killed by gang violence: (Supervisor Maxwell)
Brian Williams; Starvel Junious; Curtis Layne; Marvel Despani; Jarvis Baker; Ed Burge "Darnell"; Quon Darden; Ty Laury "Bumpa Joe"; Kevin Brown; Oliver Spruel; Kenneth Gatheron; Quincy Hudson; George Scott; Donald Scott; Charles Walton; Cleveland Bisbee; Ricky Thomas.

ADJOURNMENT

There being no further business, the Board at the hour of 6:18 p.m adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 11, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited.

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

/01

DOCUMENTS DEPT
OCT - 1 2001
SAN FRANCISCO
PUBLIC LIBRARY

MEETING MINUTES

Monday, May 21, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 21

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Gonzalez, Leno, Maxwell, McGoldrick, Sandoval - 5.

Quorum present.

Supervisor Gonzalez was noted present at 2:02 p.m.

Supervisor Leno was noted present at 2:03 p.m.

Supervisor Maxwell was noted present at 2:03 p.m.

Supervisor McGoldrick was noted present at 2:02 p.m.

Supervisor Sandoval was noted present at 2:02 p.m.

APPROVAL OF MEETING MINUTES

Supervisor Peskin, seconded by Supervisor Yee, moved to approve the March 26, 2001 Meeting Minutes. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Hall, Newsom, Peskin, Yee
Absent: 5 - Gonzalez, Leno, Maxwell, McGoldrick, Sandoval

CONSENT AGENDA

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

010770 [Grant funds for District Attorney's Elder Abuse Vertical Prosecution Program]
Supervisor Newsom

Resolution authorizing the District Attorney of the City and County of San Francisco to retroactively accept and expend funds made available through the Office of Criminal Justice Planning for a project entitled "Elder Abuse Vertical Prosecution" and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 414-01
ADOPTED

Recommendations of the Finance Committee

010677 [Appropriation, Office of Contract Administration]
Mayor

Ordinance appropriating $129,667 from the Wage and Health Care Accessibility Reserve to fund salaries, fringe benefits, materials and supplies, and professional services for the Office of Contract Administration fiscal year 2000-2001.

(Fiscal impact; Companion measure to File 010678.)

Ordinance No. 119-01
FINALLY PASSED

010678 [Public Employment]
Mayor

Ordinance amending Ordinance No. 181-00 (Annual Salary Ordinance, 2000/01) reflecting the creation of seven new positions in Administrative Services, Office of Contract Administration.

(Fiscal impact.)

Ordinance No. 120-01
FINALLY PASSED

010738 **[Lease of Star Hotel]**
Supervisors Ammiano, Peskin, Newsom

Resolution authorizing and approving the lease by and between the City and County of San Francisco, for the Department of Public Health, as Tenant, and Sonali Holdings, LLC, as Landlord, for the Star Hotel located at 2176-2178 Mission Street.

(Fiscal impact; District 9.)

Supervisor Newsom requested to be added as co-sponsor.
Resolution No. 412-01
ADOPTED

Recommendations of the Housing, Transportation and Land Use Committee

010672 **[STOP Intersections]**
Supervisor Newsom

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
20th and Minnesota Streets, northeast corner, stopping westbound 20th Street (makes this a one-way STOP)
Bacon and Princeton Streets (east), northeast corner, stopping westbound Bacon Street (makes this T-intersection a two-way STOP)
Bacon and Princeton Streets (west), southwest corner, stopping eastbound Bacon Street (makes this T-intersection a two-way STOP)
Pierce and Sacramento Streets, northeast and southwest corners, stopping Sacramento Street (makes this an all-way STOP) (Parking and Traffic Department)

(DPT Order No. 2204.)

Supervisor Newsom requested to be added as co-sponsor.
Resolution No. 408-01
ADOPTED

010673 [Parking Regulations at Various Locations]
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "L" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - RESCIND
RESIDENTIAL PERMIT PARKING AREA "BB" (2-HOUR TIME LIMIT, 8 AM - 8 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Annapolis Terrace, both sides, between Golden Gate Avenue and Turk Street (unit block)
Chabot Terrace, both sides, between Golden Gate Avenue and Turk Street (unit block)
Golden Gate Avenue, north side, between Masonic and Parker Avenues (2200 through 2500 blocks)
Kittredge Terrace, both sides, between Golden Gate Avenue and Turk Street (unit block)
Masonic Avenue, west side, between Golden Gate Avenue and Turk Street (300 block)
Parker Avenue, east side, between Golden Gate Avenue and Turk Street (500 block)
Roselyn Terrace, both sides, between Golden Gate Avenue and Turk Street (unit block)
Tamalpais Terrace, both sides, between Golden Gate Avenue and Turk Street (unit block)
Temescal Terrace, both sides, between Golden Gate Avenue and Turk Street (unit block)
Turk Street, south side, between Masonic and Parker Avenues (2300 through 2800 blocks)

RESIDENTIAL PERMIT PARKING AREA "U" - ESTABLISH
920 Harrison Street, north side, between 5th and 6th Streets (adds specified address only)

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - RESCIND
Pennsylvania Street, both sides, between 18th and 19th Streets (300 block)

DIAGONAL (60-DEGREE ANGLE) PARKING - ESTABLISH
25th Street, south side, from 45 feet to 321 feet east of Illinois Street (276-foot zone)
25th Street, south side, from 580 feet to 792 feet east of Illinois Street (212-foot zone)

PERPENDICULAR (90-DEGREE ANGLE) PARKING - RESCIND
Hollister Avenue, north side, from 3rd Street to 56 feet easterly (56-foot zone) (Parking and Traffic Department)

(DPT Order No. 2204.)

Resolution No. 409-01
ADOPTED

010255 **[Traffic Regulations, Various Streets]**
Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN - ESTABLISH
3rd Street, both directions, at Armstrong Avenue
3rd Street, both directions, at Bancroft Avenue
3rd Street, both directions, at Donner Avenue
3rd Street, both directions, at Egbert Avenue
3rd Street, both directions, at Fitzgerald Avenue
3rd Street, northbound, at Le Conte Avenue
3rd Street, both directions, at Underwood Avenue
3rd Street, both directions, at Wallace Avenue
3rd Street, northbound, at Key Avenue
3rd Street, northbound, at Salinas Avenue
3rd Street, northbound, at Yosemite Avenue
3rd Street, southbound, at Hollister Avenue
3rd Street, southbound, at Ingerson Avenue

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
3rd Street, both sides, between Bancroft and Carroll Avenues
3rd Street, both sides, between Carroll and Donner Avenues
3rd Street, east side, between Gilman and Hollister Avenues
3rd Street, east side, between Jamestown and Key Avenues
3rd Street, east side, between Le Conte and Meade Avenues
3rd Street, east side, between Underwood and Van Dyke Avenues
3rd Street, east side, between Van Dyke and Wallace Avenues
3rd Street, east side, from Bancroft Avenue to 80 feet northerly (80-foot zone)
3rd Street, east side, from Donner Avenue to 60 feet southerly (60-foot zone)
3rd Street, east side, from Fitzgerald Avenue to 65 feet southerly (65-foot zone, along traffic island)
3rd Street, east side, from Fitzgerald Avenue to 82 feet northerly (82-foot zone)
3rd Street, east side, from Gilman Avenue to 52 feet northerly (52-foot zone)
3rd Street, east side, from Hollister Avenue to 80 feet southerly (80-foot zone)
3rd Street, east side, from Jamestown Avenue to 65 feet northerly (65-foot zone)
3rd Street, east side, from Underwood Avenue to 42 feet northerly (42-foot zone)
3rd Street, west side, between Lane Street and Yosemite Avenue (traffic island)
3rd Street, west side, between Le Conte and Keith Avenues
3rd Street, west side, between Salinas and Jamestown Avenues
3rd Street, west side, between Underwood and Williams Avenues
3rd Street, west side, between Williams and Wallace Avenues
3rd Street, west side, from Donner Avenue to 72 feet southerly (72-foot zone)
3rd Street, west side, from Paul Avenue to 368 feet southerly (368-foot zone)
3rd Street, west side, from Paul Avenue to 374 feet northerly (374-foot zone)
3rd Street, west side, from Salinas Avenue to 172 feet northerly (172-foot zone)
3rd Street, west side, from Underwood Avenue to 70 feet northerly (70-foot zone)
3rd Street, west side, from Yosemite Avenue to 110 feet southerly (110-foot zone)

LEFT TURN ONLY - ESTABLISH
Hickory Street, eastbound, at Franklin Street; 7-9 AM - 4-6 PM School Days (Parking and Traffic Department)

(DPT Order No. 2159.)

Resolution No. 404-01
ADOPTED

010674 **[Traffic Regulations on Various Streets]**

Resolution enacting and rescinding traffic regulations on various streets.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
25th Street, both sides, between 3rd and Illinois Streets
25th Street, south side, from Illinois Street to 41 feet easterly (41-foot zone, along sidewalk bulb)
Cesar Chavez Street, north side, between 3rd and Illinois Streets
Cesar Chavez Street, north side, between Illinois and Michigan Streets
Cesar Chavez Street, north side, from Illinois Street to 37 feet easterly (37-foot zone, along sidewalk bulb)
Cesar Chavez Street, south side, from Illinois Street to 105 feet westerly (105-foot zone)
Cesar Chavez Street, south side, from Illinois Street to 32 feet easterly (32-foot zone, along sidewalk bulb)
Illinois Street, both sides, from Cesar Chavez Street to 53 feet northerly (53-foot zone, along sidewalk bulb)
Illinois Street, east side, from 25th Street to 64 feet southerly (64-foot zone, along sidewalk bulb)
Illinois Street, west side, from 25th Street to 23 feet northerly (23-foot zone, along sidewalk bulb)
Illinois Street, west side, from 25th Street to 63 feet southerly (63-foot zone, along sidewalk bulb)

NO TURN ON RED - ESTABLISH
Lombard Street, eastbound, at The Embarcadero

ONE-WAY STREET - ESTABLISH
20th Street, westbound, between Minnesota and Indiana Streets (Parking and Traffic Department)

(DPT Order No. 2204.)

Resolution No. 410-01
ADOPTED

Recommendation of the Neighborhood Services and Parks Committee

010477 **[Federal grant for the Light Rail Street Resurfacing Project]**

Resolution authorizing the Department of Public Works to accept and expend a grant in the amount of $2,342,000 in Federal Revenue-Aligned Budget Authority (RABA) funds with required local matching funds of $303,431 for the 3rd Street Light Rail Street Resurfacing Project. (Public Works Department)

Resolution No. 406-01
ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Leno

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Finance Committee

010515 **[Fees for licenses or permits for inspections by the Department of Public Health effective July 1, 2001]**
Supervisor Gonzalez

Ordinance amending the San Francisco Municipal Code Business and Tax Regulations Code by amending Sections 35, 120, 248 and 249.1, relating to fees for licenses or permits for inspections by the Department of Public Health. (Public Health Department)

Supervisor Sandoval, seconded by Supervisor Daly, moved to amend by changing the amount charged to businesses that have $1,000 to $2,000 to "$555".

Motion to amend failed adoption by the following vote:
Ayes: 5 - Supervisors Daly, Hall, Newsom, Sandoval, Yee
Noes: 6 - Supervisors Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Peskin

The roll was then called on the pending ordinance.

Ordinance No. 117-01

FINALLY PASSED by the following vote:
Ayes: 6 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Peskin
Noes: 5 - Daly, Hall, Newsom, Sandoval, Yee

010520 **[Appropriation, funding the land use and environmental reviews in South of Market and Mission District and neighborhood planning in Balboa Park]**

Ordinance appropriating $1,900,000 from surplus Planning Department fee revenue to fund land use studies and environmental reviews in South of Market (SOMA) and Mission District areas, neighborhood planning measures in Balboa Park, computer aided architectural presentations of large developments; for the Planning Commission for fiscal year 2000-2001, placing $585,000 on reserve. (Controller)

(Fiscal impact; Companion measure to File 010521.)

Ordinance No. 118-01

FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Recommendation of the Housing, Transportation and Land Use Committee

010271 [Conditional Use Appeal Procedure]
Supervisor Peskin

Ordinance amending Article 3 of the Planning Code by amending Section 308.1 to authorize five members of the Board of Supervisors to subscribe to a Conditional Use Appeal as an alternative to obtaining the signatures of 20% of the property owners within 300 feet of the subject property. Providing for the new procedure to be applicable to decisions made by the Planning Commission on or after February 2, 2001 and providing that the code amendments made by this ordinance shall be repealed automatically upon the effective date of legislation that would provide residential and commercial tenants with the right to appeal a conditional use decision to the Board of Supervisors that is equivalent to that afforded to property owners.

Ordinance No. 121-01
FINALLY PASSED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Hall
Absent: 2 - Newsom, Yee

From the Housing, Transportation and Land Use Committee Without Recommendation

010362 [Ordering Street Vacation, Mid-Embarcadero Roadway Project]

Ordinance ordering the vacation of portions of the Embarcadero and Folsom Streets between Howard and Harrison Streets in connection with the Mid-Embarcadero Roadway Project; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1 and the applicable Redevelopment Plan Area; ratifying acts and authorizing actions in furtherance of the ordinance. (Port)

Ordinance No. 115-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Recommendations of the Public Health and Environment Committee

010269 [Nuisance Code Revision]
Supervisors Newsom, Leno, Sandoval, Peskin, Daly, Maxwell, Ammiano

Ordinance amending Sections 37, 92, 283, 585, 596, 598, 599, 600, 605, 607, 608, and 1604; adding Sections 580, 581, 582, 614, 615, and 616; and deleting Sections 93 to 97.6, inclusive and 606 of the San Francisco Health Code consolidating various provisions that set forth conditions that constitute a public nuisance and to declare the presence of mold and mildew and lead hazards as public nuisances; clarifying the requirements regarding the maintenance of small animals, poultry and game birds in residential districts; authorizing the Department of Public Health to recover administrative costs incurred in pursuing an abatement action as authorized by Government Code Section 25845; and establishing an administrative enforcement process for the abatement of nuisances; and increasing the minimum criminal penalties from $25 to $100 and the maximum criminal penalties from $250 to $1000 for non-compliance with a Director's Order.

Supervisors Peskin, Daly requested to be added as co-sponsors.

Supervisor Peskin, on behalf of Supervisor Newsom, moved to continue this matter to May 29, 2001.

Supervisor Peskin, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

010456 [Interim Controls, Internet Services Exchanges]
Supervisors Maxwell, Leno, McGoldrick, Daly

Resolution imposing interim zoning controls defining internet services exchanges, including internet services exchanges within the utility installation use category, establishing a requirement for a conditional use authorization for internet services exchanges in commercial and industrial zones, including without limitation, the C-1, C-2, C-3-G, C-3-S, C-M, M-1, M-2, SLI and SSO zones exclusive of lots under the jurisdiction of the San Francisco Port Commission or in a redevelopment project area with an adopted redevelopment plan under the jurisdiction of the San Francisco Redevelopment Agency Commission up to a six month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Received Certification of Determination of Exemption/Exclusion from environmental review dated May 2, 2001.

Resolution No. 405-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

010615 **[Liquor License Transfer, 246 2nd Street]**

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license to Zain H. Azzghayer dba "Zains" from 495 Davis Street to 246 2nd Street, District 6, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Resolution No. 407-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Recommendations of the Finance Committee

010711 **[Appropriation, funding the Sheriff's Department shortfalls in salary, overtime, holiday pay and workers compensation]**

Ordinance appropriating $2,971,186 from the General Fund Reserve to cover the shortfalls on salaries, overtime, holiday pay and workers compensation at the Sheriff's Department for fiscal year 2000-01. (Controller)

(Fiscal impact.)
(Supervisor Peskin dissenting in Committee)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick
Noes: 1 - Peskin
Absent: 3 - Newsom, Sandoval, Yee

010781 **[Appropriation, Energy Costs]**
Mayor

Ordinance appropriating $4,032,000 of the General Fund Reserve to fund the energy costs incurred by Light, Heat and Power for General Fund supported departments for fiscal year 2000-01.

(Fiscal Impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

010039 **[Airport Lease Agreement Modification for United Airlines, Inc.]**

Resolution approving, retroactively, Lease Modification Number Three for Lease No. 73-0066 between United Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 402-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval
Noes: 1 - McGoldrick
Absent: 2 - Newsom, Yee

010052 **[Airport Lease Agreement for Plot 6 to United Airlines, Inc.]**

Resolution approving, retroactively, lease agreement for Plot 6 between United Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 403-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval
Noes: 1 - McGoldrick
Absent: 2 - Newsom, Yee

010734 **[Sale of surplus property under the jurisdiction of PUC to San Mateo County]**

Resolution authorizing and approving the agreement of sale of a permanent non-exclusive easement of City-owned property located in an unincorporated area of San Mateo County being a portion of Lot 9, Assessor's Block 23, located near Esther Lane and Hillcrest Drive, near Redwood City, in the Oak Knoll Manor District to the County of San Mateo. (Real Estate Department)

Resolution No. 411-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

010764 **[Lease of Property]**

Resolution authorizing the lease of real property at 3120 Mission Street for the Department of Human Services. (Real Estate Department)

(Fiscal impact; District 9)

Resolution No. 413-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Daly
Absent: 2 - Newsom, Yee

Recommendation of the Housing, Transportation and Land Use Committee

010726 **[Bicycle Plan]**

Resolution readopting the San Francisco Bicycle Plan. (Parking and Traffic Department)

(San Francisco Bicycle Plan dated March 10, 1997 prepared by Wilbur Smith Associates for Department of Parking and Traffic.)

Resolution No. 401-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

010886 **[Public Hearing]**

Hearing of persons interested in or objecting to proposed ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plant in southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in southeast San Francisco. (Clerk of the Board)

Supervisor Maxwell gave a brief presentation;
Jackie Minor, Deputy City Attorney, outlined the process and important dates.

The privilege of the floor was granted to the following persons:
Charlie Walker; Joseph Braverman; McKinley Ross; Mike Thomas; female speaker; male speaker; Mel Washington; Brad Nagal; Mack Burton; Eddie Williams; Michael Strausz; Ann Simon; Susan Eslick; Karen Ames; Veronica; Larry Evans; Deborah Barron; Charles Bryant; Joe Boss; Dave Hanson; Doug Comstock; Ernestine Weiss; Bernard Thomas; Marie Harrison; Terry Shepard; Phil; Mike Mack.

HEARD AT PUBLIC HEARING.

Committee of the Whole Rise and Report Without Recommendation

Appointment of President Pro Tempore

·At the request of the President, Supervisor Daly assumed the Chair so the President could participate in the debate from the floor concerning the following item.

The President resumed the Chair shortly thereafter.

010887 [Human Health and Environment Protections for New Electric Generation]
Supervisor Maxwell

Ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plan in Southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in Southeast San Francisco.

Supervisor Maxwell, seconded by Supervisor Leno, moved to amend page three, lines 8, 9 and 10 by deleting "permanently shut down as a source of fossil fuel generation by a date certain which shall be no later than 90 days from the initial firing of generation equipment for any new fossil fuel generation at the proposed site" and add the following: "; (1) retrofitted or rebuilt, using the best available pollution control technology (BACT) and (2) used only when Units 3 and 7 are unable due to maintenance or if there is a natural disaster which disrupts the flow of natural gas to the Potrero Power Plant. In the event the peaker units are used, the owners and operators of the Plant shall provide written reports, as specified, to the City and County of San Francisco."

Supervisor Maxwell moved substitute amendment to page three, lines 8, 9 and 10 by deleting "permanently shut down as a source of fossil fuel generation by a date certain which shall be no later than 90 days from the initial firing of generation equipment for any new fossil fuel generation at the proposed site" and add the following:
(1) retrofitted or rebuilt, using the best available pollution control technology (BACT) and
(2) used only when (a) Unit 7 is unavailable due to California ISO scheduled maintenance, or emergencies of which the City is notified, in writing (giving notice to the San Francisco Public Utilities Commission, the San Francisco District Attorney, and the Clerk of the Board of Supervisors), by the owner/operator of the Plant, including notification of the time estimated to complete the emergency maintenance, or (b) if there is a natural disaster which disrupts the flow of natural gas to the Potrero Power Plant. In the event the peaker units are used, the owners and operators of the plant shall provide written reports of emissions, as specified by the Department of Public Health, to the City and County of San Francisco."; amend page two, line 19, after "proposal" insert "and the terms and conditions of approval"; amend page two, line 20, after "San Francisco" insert "from whatever the source".

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Supervisor Daly moved to amend page four, line 5, by deleting "Southeast"; amend page four, line 7, after "The" by inserting "Board of Supervisors, working with the".

Supervisor Daly, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plant in Southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in southeast San Francisco.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

COMMITTEE REPORTS

Recommendation of Rules Committee

010862 [Special Offsite Meeting, Audit, Labor and Government Efficiency Committee]
Supervisors Newsom, Daly

Motion setting a special offsite meeting of the Audit, Labor and Government Efficiency Committee for the purpose of receiving community input on the following items concerning Single Room Occupancy (SRO) Hotels; File Numbers 00-1926, 00-1185, 01-0024, and 01-0526. (Tuesday, June 12, 2001 - 3:30 p.m. to 6:30 p.m. Seneca Hotel lobby, 34-6th Street.)

Motion No. M01-65

APPROVED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Recommendation of Finance Committee

010848 [Health Plan Benefits - Contractors]
Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 12Q, encompassing Sections 12Q.1 through 12Q.11, to require contractors that provide services to the City or enter into certain leases with the City, and certain subcontractors, subtenants and parties providing services to tenants and subtenants on City property, with respect to covered employees, to offer health plan benefits to employees, to make payments to the City for use by the Department of Public Health, to make payments directly to employees under limited circumstances, or to participate in a health benefits program developed by the Director of Health. (Mayor)

Supervisor Leno moved an amendment of the whole prepared by the City Attorney's office, based on discussions at the Rules and Finance Committees.

Supervisor Leno, seconded by Supervisor Gonzalez, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor Hall moved to amend page 15, line 13, after "pertinent records" by inserting ", relating to the number of employees employed and terms of medical coverage as allowed by law".

President Ammiano, seconded by Supervisor Yee, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor Newsom moved to amend page 12, line 25, after "Public Health." by inserting "The Department of Public Health shall use the monies appropriated for staffing and other resources to provide medical care for the uninsured."

Supervisor Newsom, seconded by Supervisor Gonzalez, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PUBLIC COMMENT

Vernon Jones, supports supervisors efforts;
Joseph Braverman, public library computer access;
Bruce Allison, living wage health benefits;
David Pilpel, Department of Elections investigation;
Chris Bowman, Citizens Advisory Committee on Elections, commend City Attorney, Controller and City Administrator, staff;
Aldo Duffy, Department of Elections.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

010839 **[Affordable Housing Bonds]**
Supervisor Daly

Resolution determining and declaring that the public interest and necessity demand the financing of (1) the development of housing affordable to low-income households in the City and County of San Francisco and (2) downpayment assistance to low and moderate income first-time homebuyers and all other aspects necessary or convenient for the foregoing purposes, that the estimated cost of $200,000,000 is and will be too great to be paid out of the ordinary annual income and revenue of said City and County and will require the incurring of a bonded indebtedness; finding the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the general plan consistency requirement of Administrative Code Section 2A.53.

Resolution No. 433-01
ADOPTED

010890 **[City Attorney enforcement of Live/Work Ordinance]**
Supervisors McGoldrick, Daly

Resolution calling on the City Attorney to enforce the provisions of the Live/Work ordinance requiring that occupants of Live/Work units actually reside in those units.

Supervisor Daly requested to be added as co-sponsor.
Resolution No. 434-01
ADOPTED

010892 **[Younger Americans Act, H.R. 17]**
Supervisors Newsom, Daly, Hall

Resolution supporting H.R. 17, also known as the Younger Americans Act, which creates a Council on National Youth Policy and establishes a formula-based state block grant to support local communities in their efforts to strengthen the resources that are available to youth.

Supervisors Daly, Hall requested to be added as co-sponsors.
Resolution No. 415-01
ADOPTED

010893 **[S. 160, Treatment on Demand Assistance Act]**
Supervisors Newsom, Sandoval, Daly, Leno

Resolution supporting S. 160, the Treatment on Demand Assistance Act, which will double the funding to states for drug treatment over the next 5 years to $6 billion in fiscal year 2006, an increase of 100% over current levels to be provided by the Substance Abuse Mental Health Services Administration (SAMHSA).

Supervisors Sandoval, Daly, Leno requested to be added as co-sponsors.
Resolution No. 416-01
ADOPTED

010895 **[Airport taxi trip fees]**
Supervisors Newsom, Peskin, Daly, Leno

Resolution urging the Airport Commission to recommend the enactment of an ordinance allowing a partial pass through of airport taxi trip fees to taxi passengers.

Supervisors Peskin, Daly, Leno requested to be added as co-sponsors.

Resolution No. 435-01
ADOPTED

010896 **[Lowell High School Weekend Campus entrance]**
Supervisors Hall, Newsom

Resolution urging the San Francisco Unified School District and Lowell High School to close the Meadowbrook entrance to Lowell's campus on weekends, and, alternatively, to use either the Winston Avenue entrance or Lake Merced Boulevard entrance to the campus.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 418-01
ADOPTED

010898 **[SB 10, The Safe Routes to School Bill]**
Supervisors Leno, McGoldrick, Maxwell, Newsom, Peskin

Resolution urging the California State Senate to pass SB10, the Safe Routes to School bill.

Supervisors Newsom, Peskin requested to be added as co-sponsors.

Resolution No. 420-01
ADOPTED

010899 **[Bringing Up Healthy Kids Coalition]**
Supervisors Maxwell, Leno, Newsom, Daly, Hall

Resolution endorsing the proposal developed by the Department of Public Health's Bringing Up Healthy Kids Coalition to provide health coverage to thousands of children in working families in San Francisco, and urging the Mayor to include funding for this initiative in the proposed City Budget for FY 2001-2002.

Supervisors Newsom, Daly, Hall requested to be added as co-sponsors.

Resolution No. 421-01
ADOPTED

010902 **[Commendation]**
Supervisors Newsom, Peskin

Resolution commending the Raphael House for the success of its recent fundraiser held on Thursday, May 3rd. 2001 at the Ritz Carlton Hotel, to raise monetary support for its continued efforts serving homeless families.

Supervisor Peskin requested to be added as co-sponsor.

Resolution No. 422-01
ADOPTED

010903 [Proclamation]
Supervisors Leno, Maxwell, Newsom, Peskin

Resolution declaring May 23, 2001 Milton and Abby Marks Day in San Francisco.

Supervisor Peskin requested to be added as co-sponsor.

Resolution No. 423-01
ADOPTED

010904 [Commendation]
Supervisors Maxwell, Newsom

Resolution recognizing and commending Dr. Martin Luther King, Jr. Academic Middle School's third annual Girls' Summit "Proud Young Women III" on March 16, 2001.

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 424-01
ADOPTED

010905 [Commendation]
Supervisors Maxwell, Leno, Newsom, Peskin

Resolution commending Dick Millet for his dedication and exemplary service to the community and proclaiming May 29, 2001 as Richard D. Millet Day in San Francisco.

Supervisors Newsom, Peskin requested to be added as co-sponsors.

Resolution No. 425-01
ADOPTED

010906 [Commendation]
Supervisors Maxwell, Peskin

Resolution commending the dedicated men and women in the Department of Public Works for working in the public interest.

Supervisor Peskin requested to be added as co-sponsor.

Resolution No. 426-01
ADOPTED

010926 [Urging cooperation with investigations]
Supervisor Daly

Resolution urging former San Francisco Unified School District Superintendent Bill Rojas to cooperate fully with investigations into mismanagement, fraud, and abuse during his tenure as Superintendent, including those conducted by the District Attorney, the City Attorney and the Federal Bureau of Investigation.

Resolution No. 427-01
ADOPTED

010927 **[Commendation]**
Supervisor Daly

Resolution commending Board of Education President Jill Wynns.

Resolution No. 428-01
ADOPTED

010928 **[Commendation]**
Supervisor Daly

Resolution commending Board of Education Vice President Dan Kelly.

Resolution No. 429-01
ADOPTED

010929 **[Commendation]**
Supervisor Daly

Resolution commending Board of Education member Eric Mar.

Resolution No. 430-01
ADOPTED

010930 **[Commendation]**
Supervisor Daly

Resolution commending Board of Education member Eddie Chin.

Resolution No. 431-01
ADOPTED

010931 **[Commendation]**
Supervisor Daly

Resolution commending Board of Education member Mark Sanchez.

Resolution No. 432-01
ADOPTED

010916 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-66
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 3 - Leno, Newsom, Yee

Severed From For Adoption Without Committee Reference Agenda

010894 [Unlawful demolitions]
Supervisor Newsom

Resolution urging the Planning Commission, the Department of Building Inspection and the Board of Permit Appeals to better coordinate their efforts in complying with the law regarding all building demolitions and proper notification to the public; and to strongly consider all public recommendations forwarded through the newly reconvened Committee on Unlawful Demolitions.

Supervisor Peskin requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Peskin moved to amend the title, page 1, line 4; page 2, line 5; and page 2, line 17, to strike the word, "Permit" so it reads "Board of Appeals".

Supervisor Peskin, seconded by Supervisor Daly, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 3 - Leno, Newsom, Yee

Resolution urging the Planning Commission, the Department of Building Inspection and the Board of Appeals to better coordinate their efforts in complying with the law regarding all building demolitions and proper notification to the public; and to strongly consider all public recommendations forwarded through the newly reconvened Committee on Unlawful Demolitions.

Supervisor Peskin requested to be added as co-sponsor.

Resolution No. 417-01

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 3 - Leno, Newsom, Yee

010897 [Small Business Energy Conservation]
Supervisor Hall

Resolution urging San Francisco's small businesses to take part in the "Flex Your Power" summer energy conservation program.

Supervisor Hall requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Hall moved an amendment of the whole, technical amendment to change "Flex Your Power Business Program" to read "Flex your Power Energy Conservation Program".

Supervisor Hall, seconded by Supervisor Peskin, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 3 - Leno, Newsom, Yee

Supervisors Newsom, Leno requested to be added as co-sponsors.

Resolution No. 419-01

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 3 - Leno, Newsom, Yee

010900 **[HOPE VI Application, Hunter's View Public Housing Development]**
Supervisors Maxwell, Peskin

Resolution supporting the San Francisco Housing Authority in submitting a HOPE VI (Housing Opportunities for People Everywhere) grant application in the amount of $35 million to the U.S. Department of Housing and Urban Development.

Supervisor Daly requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Daly moved to continue this matter to May 29, 2001.
Supervisor Daly, seconded by Supervisor Sandoval, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 3 - Leno, Newsom, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

010940 **[Internet Filtering]**
Supervisor Leno

Ordinance amending the San Francisco Administrative Code by adding Chapter 22C to prohibit the use of Internet filtering or content blocking technology ("filtering software") on City-owned computers used as public Internet access terminals.

5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010941 **[Superior Court employees, Deferred Compensation Plan]**
Supervisor McGoldrick

Ordinance extending to employees of the Superior Court of California, County of San Francisco, certain benefits which ordinarily accrue from participation in the City's Deferred Compensation Plan.

5/21/01, RECEIVED AND ASSIGNED to Finance Committee.

010942 [Superior Court, Retirement System]
Supervisor McGoldrick

Ordinance extending to employees of the Superior Court of California, County of San Francisco, certain benefits which ordinarily accrue from participation in the Retirement System.
5/21/01, RECEIVED AND ASSIGNED to Finance Committee.

Resolutions

010119 [Establishing a 17-member task force to study civic participation and electoral reform]
Supervisor Daly

Resolution establishing the Civic Participation Task Force to study trends in civic participation and report back to the Board of Supervisors with proposed electoral reforms.
1/22/01, RECEIVED AND ASSIGNED to Rules Committee.

5/21/01, SUBSTITUTED. Supervisor Daly submitted a substitute Resolution bearing same title.

5/21/01, ASSIGNED to Rules Committee.

010943 [Audit, Department of Elections]
Supervisor Newsom

Resolution urging the City Administrator to contract with the Board of Supervisors Budget Analyst or an outside accounting firm to perform an audit of the payroll records of the Department of Elections to determine if fraudulent time sheets were submitted and to deliver a proper accounting of the $2,411,887 in supplemental appropriations passed by the Board of Supervisors on April 23, 2001.
5/21/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010944 [Treasure Island Police Training Sublease]
Supervisor Daly

Resolution approving an eighteen (18) month sublease between the City and County of San Francisco ("City") and the Treasure Island Development Authority (the "Authority") for the Austin Hall Complex (Buildings 461, 462, and 463), the Gymnasium (Building 402), the Ship Shape Building (Building 497), and related outdoor and parking areas on Treasure Island for training activities, for an annual rent of $1,200,00 per year retroactive to July 1, 2000.

(Fiscal impact.)
5/21/01, RECEIVED AND ASSIGNED to Finance Committee.

010945 [Medical Marijuana Research Study]
Supervisor Gonzalez

Resolution urging the San Francisco Department of Public Health to establish a research study of medical marijuana and to establish formal procedures for the cannabis buyers clubs of San Francisco to apply to become participants in the research study.
5/21/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

010946 **[Treasure Island Development Authority]**
Mayor

Resolution approving the re-appointment of Mr. William Fazande to the Board of Directors of the Treasure Island Development Authority. (Mayor)
5/21/01, RECEIVED AND ASSIGNED to Rules Committee.

010947 **[Treasure Island Development Authority]**
Mayor

Resolution approving the appointment of Ms. Claudine Cheng to the Board of Directors of the Treasure Island Development Authority. (Mayor)
5/21/01, RECEIVED AND ASSIGNED to Rules Committee.

010948 **[Grant funds]**
Supervisors Ammiano, Peskin

Resolution authorizing the San Francisco Department of Public Health (SFDPH), subcontractor, to accept new funding in the amount of $230,117 to augment an earlier award of $247,970 for a total of $478,087 from Public Health Foundation Enterprises, Inc. (PHFE), primary contractor, to fund the SFDPH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN); retroactively for the period of June 1, 2000 to May 31, 2001.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010949 **[Funding for nonprofit organizations]**
Supervisor Daly

Resolution urging the Mayor to include funds in his FY 2001-2002 budget to pay for health insurance costs of nonprofit agencies that will increase due to recent action by the Mayor and Board of Supervisors.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010950 **[AB 151, Children's Internet Protection Act]**
Supervisor Leno

Resolution urging the California State Assembly to oppose AB 151, the Children's Internet Protection Act, sponsored by Assemblywoman Sarah Reyes.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010951 **[Commendation]**
Supervisor Sandoval

Resolution commending the San Francisco Bicycle Coalition and the many volunteers that made Bike-to-Work Day on May 17, 2001 possible.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010952 [Commendation]
Supervisor Sandoval

Resolution commending Reverend Glenda Hope for her devoted work on behalf of the homeless and poor of San Francisco.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010953 [Commendation]
Supervisor Sandoval

Resolution commending the exceptional work of Bill Catalano, music teacher at James Denman Middle School.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

010954 [Commendation]
Supervisors Maxwell, Peskin, Leno

Resolution commending Dogpatch Neighborhood Association for their dedication and commitment to creating a stronger Dogpatch community.
5/21/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendments

010597 [Power and Water Authority]
Supervisors Newsom, Hall

Charter amendment (Fourth Draft) to repeal Sections 4.112 and 16.103, amend Sections 9.107 and 13.101, and add new Sections 4.134, 4.135, 4.136, 4.137, and 4.138 to: eliminate the Public Utilities Commission; form a newly established Power and Water Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition, be responsible for the generation, sale and transmission of electricity, steam and other energy and be responsible for proposing ordinances setting energy and water efficiency goals and standards that may become effective without action by the Board of Supervisors; and remove authority for the transfer of excess surplus utility funds to the City's General Fund.

(Fiscal impact.)

4/2/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/2/2001.

4/9/01, SUBSTITUTED. Supervisor Newsom submitted a substitute charter amendment (Second Draft) bearing new title.

4/9/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/9/2001.

4/16/01, SUBSTITUTED. Supervisor Newsom submitted a substitute charter amendment (Third Draft), approved as to form, bearing new title.

4/16/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/16/2001.

5/21/01, SUBSTITUTED. Supervisor Newsom submitted a substitute charter amendment (Fourth Draft), approved as to form, bearing new title.

5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010955 [Ethics Commission]
Supervisor Newsom

Charter amendment (First Draft) to amend Sections 15.100, 15.101, 5.102, C3.699-14 and C3.699-15 to create agency status for the Ethics Commission; to strengthen civil service protection of Commission employees; to establish a budget process for the Commission; and to establish independent legal counsel for the Commission.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010956 [Department of Elections]
Supervisor Newsom

Charter amendment (First Draft) to add Sections 13.103.5, 13.104.3 and 13.104.5, amend Sections 13.104 and 15.102 to create an Elections Commission; to establish that the Director of Elections serves at the pleasure of the Elections Commission; to establish a budget process for the Elections Commission and the Department of Elections; and to establish independent legal counsel for the Elections Commission and the Department of Elections.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010957 [Municipal Water and Power Agency]
Supervisor Ammiano

Draft Charter amendment (First Draft) to repeal Section 4.112 and 16.103, amend Section 13.101, add a new Chapter 8B, to: eliminate the Public Utilities Commission; form a Municipal Water and Power Agency which shall succeed to all powers and responsibilities of the Public Utilities Commission and be responsible for the generation, sale and transmission of electricity, steam and other energy, be responsible for proposing ordinances setting energy and water efficiency goals and standards to the Board of Supervisors; and to prohibit the transfer of excess surplus utility funds to the City's General Fund for a ten year period after the effective date of the measure.

(Fiscal impact.)
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010958 [Ethics Commission]
Supervisors Daly, Sandoval

Charter amendment (First Draft) to amend Sections 15.100, 15.101, 15.102, C3.699-14 and C3.699-15 to create agency status for the Ethics Commission; to strengthen civil service protection of Commission employees; to establish a budget process for the Commission; and to establish independent legal counsel for the Commission.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010959 [Elections Commission]
Supervisors Daly, Sandoval

Charter amendment (First Draft) to add Sections 13.103.5, 13.104.3, 13.104.5, amend Sections 13.104, 13.110 and 15.102 to create an Elections Commission; to establish that the Director of Elections is appointed by the Commission and may be removed for cause; to establish a budget process for the Commission and the Department of Elections; to establish independent legal counsel for the Commission and the Department of Elections; and to require appointments to an Elections Task Force by the Commission instead of the Director of Elections.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010960 [Use of Adjusted Census Figures]
Supervisors Daly, Sandoval

Charter amendment (First Draft) to amend Section 13.110 to require the use of adjusted census figures for the purpose of analyzing population requirements for redistricting Supervisorial districts.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010961 [Member, Board of Supervisors]
Supervisors Gonzalez, Hall

Charter amendment (First Draft) to amend Section 2.100, add Section 15.109 to provide that the job of a member of the Board of Supervisors of the City and County of San Francisco is a full time position, and to provide that the Supervisors' salary will be set by the Ethics Commission. The Ethics Commission will receive and consider a survey regarding salaries of comparable public sector positions found in the State of California, and will review and reconsider the Supervisors' salary every two years.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010962 [Independent Legal Counsel]
Supervisor Gonzalez

Charter amendment (First Draft) to add Section 13.104.5, amend Sections 6.102, 15.102, and C3.699-15 to allow any officer, department head, board of commission to request that the City Attorney provide for outside legal counsel, to allow an appeal of any denial of a request for outside legal counsel to the Board of Supervisors, and to allow the Department of Elections and the Ethics Commission to retain outside legal counsel at the discretion of the Director of Elections or by majority vote of the Ethics Commission respectively.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010963 [Elections Commission]
Supervisor Gonzalez

Charter amendment (First Draft) to add Section 13.103.5, amend Sections 13.104 and 15.105 to create an Elections Commission consisting of seven members appointed by the Mayor, the Board of Supervisors, the City Attorney, the Public Defender, the District Attorney, the Ethics Commission and the Sunshine Task Force; to designate that the Director of Elections serves at the pleasure of the Elections Commission; and to provide a removal process for members of the Elections Commission.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010964 [Appointments to Planning Commission]
Supervisors Gonzalez, McGoldrick, Daly

Charter amendment (First Draft) to amend Section 4.105 to provide that appointments to the Planning Commission shall be shared by the Mayor and the Board of Supervisors.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010966 [Runoff Elections]
Supervisor Leno

Charter amendment (First Draft) to amend Section 13.102 to allow the Board of Supervisors to establish the methods and procedures for conducting runoff elections by ordinance with available technology.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010967 [Livable Streets Fund]
Supervisors Leno, Maxwell, Newsom

Charter amendment (First Draft) to add Section 16.121, to create a Livable Streets Fund.

(Fiscal impact.)
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010968 [Mayor's Budget deadline]
Supervisor McGoldrick

Charter amendment (First Draft) to amend Section 9.100 to require the Mayor, beginning in 2003, to submit the proposed budget to the Board of Supervisors not later than February 28 of each year.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010969 [Board of Appeals appointments]
Supervisors McGoldrick, Leno, Maxwell, Sandoval, Gonzalez, Daly, Ammiano, Hall

Charter amendment (First Draft) to amend Section 4.106 to provide that appointments to the Board of Appeals shall be shared by the Mayor and the Board of Supervisors.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010970 [Land Fill in San Francisco Bay]
Supervisors Peskin, Ammiano

Charter amendment (First Draft) to adopt a new Section _____, to allow the qualified electors of the City and County of San Francisco the right to vote on any project proposed, sponsored, or initiated by any department, board, commission, or other unit of government of the City and County of San Francisco, including to the extent law permits, any board, commission or other unit of government of the City and County of San Francisco established by state or federal law that is subject to the provisions of the San Francisco Charter that would pollute San Francisco Bay with fill of 100 acres or more.
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

010983 [Revenue Bonds, Renewable Energy and Energy Conservation Projects]
Supervisor Ammiano

Charter amendment (First Draft) to amend Section 9.107 to provide for the financing of the acquisition, construction, improvement, reconstruction or replacement of renewable energy facilities and energy conservation facilities.

(Fiscal impact.)
5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2000.

Requests for Hearing

010971 [Department of Elections]
Supervisor Newsom

Hearing to consider the audit of payroll records and equipment, materials, leased space, and current management issues.
5/21/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010972 [Citizens Advisory Committee on Election]
Supervisor Sandoval

Hearing to examine the management process of the Department of Elections and the process by which members of the Citizens Advisory Committee on Elections are elected to assure that members are committed to the Department of Elections' mission to carry out fair and open elections.
5/21/01, RECEIVED AND ASSIGNED to Rules Committee.

010973 [Missing Ballots]
Supervisors Hall, Ammiano, Gonzalez

Hearing on the allegations of 3,600 missing ballots from the November, 2000 election.
5/21/01, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests this item be scheduled for consideration at the May 31, 2001 meeting.

010974 [Residential Homes]
Supervisor Sandoval

Hearing to address the issue of funding for San Francisco Residential Care Homes for the Mentally Disabled.
5/21/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

Introduced by the President at the Request of Departments

PROPOSED RESOLUTIONS

010866 [Official Advertising]

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of non-consecutive day official advertising, for the fiscal year commencing July 1, 2001 and ending June 30, 2002. (Purchaser)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee.

5/14/01, SUBSTITUTED. Purchasing Department submitted a substitute resolution bearing new title.

5/14/01, ASSIGNED to Finance Committee.

010867 [Outreach Advertising]

Resolution designating the China Press to be outreach newspaper of the City and County of San Francisco for the Chinese community, and designating El Mensajero to be outreach newspaper of the City and County of San Francisco for the Hispanic community, for outreach advertising for the fiscal year commencing July 1, 2001 and ending June 30, 2002. (Purchaser)

5/9/01, RECEIVED AND ASSIGNED to Finance Committee.

5/14/01, SUBSTITUTED. Purchasing Department submitted a substitute resolution bearing new title.

5/14/01, ASSIGNED to Finance Committee.

010917 [Grant funds from the California Endowment]

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention and Community Health Network, to accept and expend a grant in the amount of $399,386 from the California Endowment for the period of February 15, 2001 to February 14, 2004, and to enter into an agreement for the use of these funds. (Public Health Department)

5/15/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

010921 [Revocable permit to close and occupy a portion of the sidewalk and parking lane during construction at 125 3rd Street]

Resolution granting revocable permission to Webcor Builders to temporarily close and occupy a portion of the sidewalk and parking lane on the northerly side of Minna Street, from 3rd Street, 206 feet easterly, during construction of the St. Regis Museum Tower at 125 3rd Street (Assessor's Block 3722, Lots 059, 061-066). (Public Works Department)

5/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010922 [State grant for Substance Abuse and Crime Prevention Act]
Supervisors Leno, Newsom

Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of $62.687 from the State of California Department of Alcohol and Drug Programs for substance abuse treatment services for certain non-violent drug possession offenders as required by Proposition 36: Substance Abuse and Crime Prevention Act of 2000. (Public Health Department)

5/14/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the May 22, 2001 meeting.

Supervisors Leno, Newsom requested to be added as co-sponsors.

010923 [Substance Abuse and Crime Prevention Act of 2000 - Approval of County Plan]
Supervisors Leno, Newsom, Sandoval

Resolution approving the San Francisco County Plan for Fiscal Year 2001-2002 pursuant to the Substance Abuse and Crime Prevention Act of 2000. (Public Health Department)
5/14/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

Supervisors Leno, Newsom requested to be added as co-sponsors.

010932 [Delivery and execution of refunding certificates of participation, Series 2001-1 and Taxable Series 2001-2 (S.F. Courthouse and 25 Van Ness Project)]
Mayor

Resolution approving the execution and delivery of refunding certificates of participation to refinance, in part and/or in whole, certificates of participation previously executed and delivered by the City and County of San Francisco (the "City"); approving the form of the property and facility lease between the City and a trustee; approving the form of the project lease between the City and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of the trust agreement between the City and a trustee (including certain indemnities contained therein); authorizing the selection of an escrow agent; approving the form of the escrow agreement between the City and an escrow agent; approving the form of the official notice of sale and the notice of intention to sell for the refunding certificates of participation; directing the publication of the notice of intention to sell for the refunding certificates of participation; approving the form of the official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing reimbursement of certain expenditures; authorizing the payment of costs of issuance; and ratifying previous actions taken in connection therewith. (Mayor)
5/16/01, RECEIVED AND ASSIGNED to Finance Committee.

010937 [Occupancy of the south side of Howard Street during construction operations at 405 Howard Street]
Resolution granting revocable permission to Webcor Builders to temporarily close and occupy a portion of the sidewalk and parking lane on the southerly side of Howard Street, between 1st and Fremont Streets, during construction operations at 405 Howard Street (Assessor's Block 3737, Lot 1). (Public Works Department)
5/16/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010936 [Mayor's Summer Food Service Program]
Mayor

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of $484,500 from the United States Department of Agriculture for the Mayor's Summer Food Service Program for children. (Mayor)
5/16/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

010933 [Stop Intersections]
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Thornton Avenue and Venus Street, northwest and southeast corners, stopping Venus Street (makes this uncontrolled intersection a two-way STOP) (Parking and Traffic Department)

(DPT Order No. 2225.)
5/16/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010935 [Traffic Regulations, Various Streets]

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN - ESTABLISH
Mississippi Street, southbound, at Cesar Chavez Street

NO LEFT TURN - RESCIND
Arguello Boulevard, southbound, at Geary Boulevard

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
Clay Street, north side, from Sansome Street to 100 feet westerly (100-foot zone, to be extended)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Clay Street, north side, from Sansome Street to 146 feet westerly (146-foot zone, extends existing zone)

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND
Pine Street, south side, from Sansome Street to 252 feet easterly (252-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH (along sidewalk bulbs)
6th Street, west side, from Howard Street to 25 feet northerly (25-foot zone, removing parking meter #164)
6th Street, west side, from Mission Street to 25 feet northerly (25-foot zone, removing parking meter #62)
6th Street, west side, from Mission Street to 25 feet southerly (25-foot zone, removing parking meter #104)

NOTE: The following regulations will become effective after Octavia Boulevard between Market and Fell Streets is completed and open for traffic:

TOW-AWAY, NO STOPPING, 7 AM - 9 AM, AND 4 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND
6th Street, east side, between Market and Folsom Streets

TOW-AWAY, NO STOPPING, 7 AM - 9 AM, AND 4 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
6th Street, east side, from Mission Street to 100 feet southerly (100-foot zone)

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH
6th Street, northbound, at Mission Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH (along sidewalk bulbs)
6th Street, east side, from Howard Street to 20 feet southerly (25-foot zone)
6th Street, east side, from Howard Street to 25 feet northerly (25-foot zone)
6th Street, east side, from Mission Street to 25 feet northerly (25-foot zone) (Parking and Traffic Department)

(DPT Order No. 2225.)
5/16/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

010934 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.
DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND
Irving Street, north side, between 15th and 16th Avenues

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Irving Street, north side, between 15th and 16th Avenues
Goettingen Street, east side, from Woolsey Street to a point 21 feet north of Dwight Street
Leavenworth Street, west side, from Chestnut Street to 45 feet northerly (45-foot zone)

TAXI ZONE, EXCEPT 5 AM - 10 AM AND 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Howard Street, north side, from 3rd Street to 75 feet westerly (75-foot far-side zone)

TOW-AWAY, NO PARKING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Pine Street, south side, from Sansome Street to 252 feet easterly (252-foot zone)

TAXI ZONE (EFFECTIVE ON PACIFIC BELL PARK EVENT DAYS ONLY) - ESTABLISH
2nd Street, west side, from 9 feet to 42 feet south of Townsend Street (33-foot zone)

UNMETERED MOTORCYCLE PARKING - RESCIND
2nd Street, west side, from 2 feet to 12.5 feet north of Taber Place (10.5-foot zone, accommodating 3 motorcycles spaces, to be relocated to south of Taber Place)

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2nd Street, west side, from 32 feet to 44 feet south of Taber Place (12-foot zone, accommodating 3 motorcycle spaces)
Townsend Street, south side, from 10 feet to 27 feet west of 2nd Street (17-foot zone, accommodating 5 motorcycle spaces)

RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
19th Street, both sides, between South Van Ness Avenue and Shotwell Street (3200 block)
20th Street, both sides, between South Van Ness Avenue and Shotwell Street (3300 block)
South Van Ness Avenue, both sides, between 19th and 20th Street (800 block)
South Van Ness Avenue, both sides, between 20th and 21st Streets (900 block)
RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
23rd Street, both sides, between Dolores Street and San Jose Avenue (3500 and 3600 blocks);
24th Street, both sides, between Dolores Street and San Jose Avenue (3500 and 3600 blocks);
25th Street, both sides, between Dolores Street and San Jose Avenue (3600 and 3700 blocks);
26th Street, both sides, between Dolores Street and San Jose Avenue (3600 and 3700 blocks);
27th Street, both sides, between Guerrero and Sanchez Streets (100, 200 and 300 blocks);
27th Street, north side, from Guerrero Street to 108 feet easterly (Unit block, 108-foot zone);
27th Street, south side, between Guerrero Street and San Jose Avenue (Unit block);
29th Street, both sides, between Mission Street and San Jose Avenue (Unit block);
RESIDENTIAL PERMIT PARKING AREA "Z" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH (Continued)
Alvarado Street, both sides, between Guerrero Street and San Jose Avenue (Unit block);
Cesar Chavez Street, both sides, between Church and Guerrero Streets (3700 and 3800 blocks);
Clipper Street, both sides, between Church and Dolores Streets (Unit block);
Dolores Street, both sides, between 24th and 26th Streets (1100 and 1200 blocks);
Duncan Street, both sides, between Guerrero Street and San Jose Avenue (Unit block);
Duncan Street, south side, between San Jose and Tiffany Avenues (Unit block);
Duncan Street, both sides, between Church and Guerrero Streets (100 and 200 blocks);

Fair Oaks Street, both sides, between 22nd and 26th Streets (100, 200, 300, and 400 blocks);
Guerrero Street, both sides, between 22nd and 28th Streets (1000, 1100, 1200, 1300, 1400, and 1500 blocks);
Juri Street, both sides, between San Jose Avenue and West Terminus (Unit block);
San Jose Avenue, both sides, between 22nd and 26th Streets (Unit, 100, 200, and 300 blocks);
San Jose Avenue, west side, between 27th and Duncan Streets (500 block);
San Jose Avenue, both sides, between Duncan Street and 29th Streets (600 block);
Tiffany Avenue, both sides, between Duncan and 29th Streets, (Unit and100 blocks) (Parking and Traffic Department)

(DPT Order No. 2225.)
5/16/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

PROPOSED MOTIONS

010918 **[Appointment - Planning Commission]**
Motion approving the Mayor's appointment of Myrna Lim to the Planning Commission, for the term ending January 15, 2002. (Mayor)

(Charter Section 3.100 provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed.)
(Transmittal date - May 11, 2001.)
5/11/01, RECEIVED AND ASSIGNED to Rules Committee. With direction to report back to Board by June 4, 2001.

010919 **[Appointment - Planning Commission]**
Mayor

Motion rejecting the Mayor's appointment of Myrna Lim to the Planning Commission. (Mayor)

(Charter Section 3.100 provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed.)
(Transmittal date - May 11, 2001.)
5/11/01, RECEIVED AND ASSIGNED to Rules Committee. With direction to report back to Board June 4, 2001.

010920 **[Appointment - Planning Commission]**
Motion taking no position concerning the Mayor's appointment of Myrna Lim to the Planning Commission, for term ending January 15, 2002. (Mayor)

(Charter Section 3.100 provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed.)
(Transmittal date - May 11, 2001.)
(Supervisor Gonzalez dissenting in Committee.)
5/11/01, RECEIVED AND ASSIGNED to Rules Committee. With direction to report back to Board June 4, 2001.

Requests Granted

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft legislation amending Planning Code Section 240.9 to limit height in Lots 3 through 16, Blocks 1045, 1044, 1043, 1042, 1041 and 1036 to 30 feet applicable for H1 and RH2 only.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft a resolution placing stop signs at the following locations:
1. North and southbound on Buena Vista Terrace at 14th Street;
2. East and westbound on Roosevelt Way at Buena Vista Terrace;
3. Northbound on Roosevelt at 14th Street;
4. Westbound on 14th Street/Roosevelt Terrace and Alpine Terrace.

From: Supervisors Hall, Gonzalez
To: City Attorney
Requesting/Inquiring: To draft amendment to Article VII of the San Francisco Elections Code to require membership of the Citizens Advisory Committee (CAC) to the Department of Elections mirror that of the Ethics Commission. That the Mayor, Board of Supervisors, District Attorney, City Attorney and Controller each get one appointment. That each appointee should have previous experience with elections. Specifically, the Controller's appointee should have a financial management background; and that members of the CAC be subject to the same outside activity prohibition to which members of the Ethics Commission are subject. CAC must produce six written reports a year to all local officials.

From: Supervisors Leno, McGoldrick, Maxwell, Gonzalez
To: City Attorney
Requesting/Inquiring: To draft a resolution declaring San Francisco a sanctuary for medical cannabis; and urging our local District Attorney and State Attorney General not to assist in the prosecution of individual patients or cannabis clubs attempting to comply with Proposition 215.

From: Supervisor Leno
To: Director, Department of Elections
Requesting/Inquiring: To investigate and report what knowledge Dr. Paris had of alleged fraudulent time sheets and improper authorization of expenditures in excess of $1.6 million by City staff at the time he was testifying before the Finance Committee and the Board of Supervisors for approval of supplemental funds for his department.

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft legislation to reduce the number of electoral precincts in San Francisco to the minimum required number, allowing close proximity to neighbors, while minimizing cost and administrative burdens.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To delineate the terms of contract for events at Pac Bell Park. In particular, please delineate the terms in regard to volume levels, permitted hours for events, and the number and types of events that may be held at the stadium.
Due: June 11, 2001

From: Supervisor McGoldrick
·To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring sellers of real estate that has been subjected to Ellis Act evictions to give a written notice of all potential purchasers of that real estate that the property in question has been subject to Ellis Act evictions, and also requiring that such notices be posted visibly on the property from the time that it is put on the market until it is finally sold. Such notice also should include the fact that protected categories of tenants such as seniors and the disabled have been evicted during the process, if in fact such evictions have occurred.

ADJOURNMENT

There being no further business, the Board at the hour of 6:47 p.m adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on June 18, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

DOCUMENTS DEPT
OCT - 1 2001
SAN FRANCISCO
PUBLIC LIBRARY

MEETING MINUTES

Tuesday, May 29, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	**Meeting Days**
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 22

Members Present:	Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.
Members Absent:	Jake McGoldrick.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors McGoldrick, Sandoval, Yee - 3.

Quorum present.

Supervisor McGoldrick was excused. (See infra.)

Supervisor Sandoval was noted present at 2:03 p.m

Supervisor Yee was noted present at 2:09 p.m.

Supervisor McGoldrick Excused from Attendance

Supervisor Leno, seconded by Supervisor Yee, moved to excuse Supervisor McGoldrick from attending this meeting. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

APPROVAL OF MEETING MINUTES

Supervisor Newsom, seconded by Supervisor Peskin, moved to approve the April 2 and April 9, 2001 Meeting Minutes. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin
Absent: 3 - McGoldrick, Sandoval, Yee

CONSENT AGENDA

Recommendations of the Finance Committee

010781 **[Appropriation, Energy Costs]**
Mayor

Ordinance appropriating $4,032,000 of the General Fund Reserve to fund the energy costs incurred by Light, Heat and Power for General Fund supported departments for fiscal year 2000-01.

(Fiscal Impact.)

Ordinance No. 123-01
FINALLY PASSED

010816 **[Lease of Property]**
Resolution authorizing the lease of 4,945 sq.ft. at 1500 Howard Street for the Department of Public Health. (Real Estate Department)

(District 6)

Resolution No. 440-01
ADOPTED

010819 **[Contracting out Pretrial Court Diversion Services]**
Resolution approving the Controller's certification that Pretrial Court Diversion Services for Inmates in the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

Resolution No. 441-01
ADOPTED

010820 **[Contracting out Arrestees' Own Recognizance Services]**
Resolution approving the Controller's certification that own recognizance services for arrestees in the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

Resolution No. 442-01
ADOPTED

010821 **[Contracting out Jail Food Services]**
Resolution approving the Controller's certification that County Jail food service management operations for the City and County of San Francisco can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001, than if work were performed by City and County employees. (Sheriff)

Resolution No. 443-01
ADOPTED

010822 **[Airport Lease Modification, Glide Slope Equipment]**
Resolution approving a lease modification for updated glide slope equipment between the Federal Aviation Administration and the City and County of San Francisco, acting through its Airport Commission. (Airport Commission)

Resolution No. 444-01
ADOPTED

010827 **[Port Lease Agreement]**

Resolution approving a lease agreement with Corzac, Inc. d.b.a. Jelly's - A Dance Cafe and the City and County of San Francisco operating by and through the San Francisco Port Commission for restaurant space at Pier 50, San Francisco, California. (Port)

Resolution No. 445-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin
Absent: 3 - McGoldrick, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Committee of the Whole

010887 **[Human Health and Environment Protections for New Electric Generation]**
Supervisor Maxwell

Ordinance adopting minimum requirements for the protection of human health and the environment for any proposal for new electric generation at the Potrero Power Plant in Southeast San Francisco; and requiring all City officials and departments to advocate these requirements, and greater protections, in regulatory proceedings and negotiations regarding the proposal to build a new power plant at the site of the existing Potrero Power Plant; and requiring approval of the Board of Supervisors for an agreement by City officials or departments for new electric generation in southeast San Francisco.

Ordinance No. 124-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval
Absent: 2 - McGoldrick, Yee

Recommendations of the Finance Committee

010711 **[Appropriation, funding the Sheriff's Department shortfalls in salary, overtime, holiday pay and workers compensation]**

Ordinance appropriating $2,971,186 from the General Fund Reserve to cover the shortfalls on salaries, overtime, holiday pay and workers compensation at the Sheriff's Department for fiscal year 2000-01. (Controller)

(Fiscal impact.)
(Supervisor Peskin dissenting in Committee)

Ordinance No. 122-01

FINALLY PASSED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Sandoval
Noes: 1 - Peskin
Absent: 2 - McGoldrick, Yee

010848 **[Health Plan Benefits - Contractors]**
Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 12Q, encompassing Sections 12Q.1 through 12Q.11, to require contractors that provide services to the City or enter into certain leases with the City, and certain subcontractors, subtenants and parties providing services to tenants and subtenants on City property, with respect to covered employees, to offer health plan benefits to employees, to make payments to the City for use by the Department of Public Health, to make payments directly to employees under limited circumstances, or to participate in a health benefits program developed by the Director of Health. (Mayor)

(Fiscal impact.)

Ordinance No. 116-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval
Absent: 2 - McGoldrick, Yee

Recommendation of the Public Health and Environment Committee

010269 **[Nuisance Code Revision]**
Supervisors Newsom, Leno, Sandoval, Peskin, Daly, Maxwell, Ammiano

Ordinance amending Sections 37, 92, 283, 585, 596, 598, 599, 600, 605, 607, 608, and 1604; adding Sections 580, 581, 582, 614, 615, and 616; and deleting Sections 93 to 97.6, inclusive and 606 of the San Francisco Health Code consolidating various provisions that set forth conditions that constitute a public nuisance and to declare the presence of mold and mildew and lead hazards as public nuisances; clarifying the requirements regarding the maintenance of small animals, poultry and game birds in residential districts; authorizing the Department of Public Health to recover administrative costs incurred in pursuing an abatement action as authorized by Government Code Section 25845; and establishing an administrative enforcement process for the abatement of nuisances; and increasing the minimum criminal penalties from $25 to $100 and the maximum criminal penalties from $250 to $1000 for non-compliance with a Director's Order.

Supervisors Maxwell and Ammiano requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

NEW BUSINESS

Recommendations of the Finance Committee

010409 **[Equal Access to Services]**
Supervisors Leno, Gonzalez, Sandoval, Yee, Ammiano, Peskin, Maxwell, Daly, McGoldrick

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Sections 89.1 through 89.14, to require City departments to offer bilingual services and materials if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

Supervisor Hall, seconded by Supervisor Sandoval moved that Section 89.3 be divided to be considered separately. (See File 011051)
DIVIDED.

Supervisor Leno moved to amend Page 4, line 22 after "position" to insert "in which a primary job responsibility consists of"; to delete "that involves the requirement to"; to change "meet" to "meeting"; to change "contact" to "contacting"; to change "deal" to "dealing".
Supervisor Leno, seconded by Supervisor Peskin, moved that this Ordinance be AMENDED. The motion carried by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Hall
Absent: 1 - McGoldrick

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Sections 89.1, 89.2 and 89.4 through 89.14, to require City departments to offer materials if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

011051 **[Equal Access to Services]**

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Section 89.3 to require City departments to offer bilingual services if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

Supervisor Hall, seconded by Supervisor Yee moved to amend Section 89.3 by adding the following subsection: (d) Nothing herein shall be construed to require the ability to proficiently speak a language, in addition to English, to be considered a minimum qualification for applicants to "public contact" positions. (1) The ability to speak a second language shall only be considered an additional qualification for applicants to "public contact" positions, and said ability may be substituted for 25% of the position's minimum qualifications.

Motion to amend failed adoption by the following vote:
Ayes: 1 - Supervisor Hall
Noes: 9 - Supervisors Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

PASSED ON FIRST READING AS DIVIDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Hall
Absent: 1 - McGoldrick

010763 **[Appropriation, Infrastructure Projects in Golden Gate Park]**
Supervisors Newsom, Sandoval

Ordinance appropriating $16,998,742 of the Golden Gate Park Bond Proceeds to fund the construction and renovation activities associated with the MLK Utilities Project, North and South Lake project and the Golden Gate Park East Entrance for the Department of Recreation and Park for fiscal year 2000-01. (Controller)

(Fiscal impact.)

Supervisor Sandoval requested to be added as a co-sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

From Finance Committee Without Recommendation

010667 **[Airport Lease Agreement Modification for United Airlines, Inc.]**

Resolution approving Lease Modification Number Fifteen for Lease No. 82-0126 between United Airlines, Inc. and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

Resolution No. 439-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Recommendations of the Public Health and Environment Committee

010777 **[Grant funds to DPH from Eli Lilly and Company]**

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of $125,000 from Eli Lilly and Company for the period July 1, 2001 to June 30, 2002 and to enter into an agreement for the use of these funds. (Public Health Department)

Resolution No. 436-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010922 **[State grant for Substance Abuse and Crime Prevention Act]**
Supervisors Leno, Newsom

Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of $54,705 from the State of California Department of Alcohol and Drug Programs for substance abuse treatment services for certain non-violent drug possession offenders as required by Proposition 36: Substance Abuse and Crime Prevention Act of 2000. (Public Health Department)

Resolution No. 446-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010923 **[Substance Abuse and Crime Prevention Act of 2000 - Approval of County Plan]**
Supervisors Leno, Newsom, Sandoval

Resolution approving the San Francisco County Plan for Fiscal Year 2001-2002 pursuant to the Substance Abuse and Crime Prevention Act of 2000. (Public Health Department)

Supervisor Sandoval requested to be added as a co-sponsor.

Resolution No. 437-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Recommendation of the Rules Committee

010840 **[Elections Task Force]**

Ordinance creating the Elections Task Force to redraw Board of Supervisor district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census. (Clerk of the Board)

Supervisor Sandoval requested this matter be re-referred to committee.

Supervisor Sandoval, seconded by Supervisor Daly, moved that this Ordinance be RE-REFERRED to the Rules Committee. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval
Noes: 2 - Newsom, Yee
Absent: 1 - McGoldrick

SPECIAL ORDER 3:00 P.M.

010875 [Public Hearing - Appeal, Conditional Use, 3620 19th Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16134, dated April 5, 2001 approving Conditional Use Application No. 99.210C, subject to certain conditions, a conditional use authorization to develop a residential project comprised of 43 dwelling units and 52 off-street parking spaces, requiring conditional use approval to develop the project as a Planned Unit Development, with exceptions from rear yard requirements and residential density standards within an RH-2 (Residential, House, Two-Family) District and an RH-3 (Residential, House, Three-Family) District and a District and a 40-X Height and Bulk District, on property located at: 3620 19th Street, bounded on the south by 19th Street, on the north by 18th Street, on the west by Oakwood Street and on the east by Guerrero Street; Lots 18, 68, 70, in Assessor's Block 3587.

6/18/01 in Board: Supervisor Peskin moved to continue to June 25, 2001, and reopen public hearing at 3:00 p.m.; companion measure to Files 010874, 010876, 010877, 010878; District 8.)

Speakers: Nick Pasquariello, Appeallant
Tisha Kenny, Supports
Eileen Gold, Opposes
Tom Gold, Opposes
Lorne Hayes, Supports
Leslie Chin, Opposes
Gerald Konderod, Opposes
Marion Quinones, Opposes
Carol Shaw, Opposes
Steve Secrist, Supports
Daniel Goodlett, Opposes
Marie Cantaw, Opposes
Ginny Prior, Opposes
Casgo Fillderleal, Opposes
Jane Sutton, Opposes
Arnie Lerner, Opposes
John Barbey, Opposes
Beth Freemon, Opposes
Doug Comstock, Opposes
Irene Hanson, Opposes
Jessica Kahn, Opposes
Gerald Green, Director of Planning, Planning Department

Jonathan Borstein, representing the project sponsor requested this matter be continued to June 18, 2001.

The Public Hearing was closed.
HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From the Clerk

(Only one of the following two motions should be adopted.)

010876 **[Appeal, Conditional Use, 3620 19th Street]**

Motion approving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

Supervisor Yee, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

010877 **[Appeal, Conditional Use, 3620 19th Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

Supervisor Yee, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

010874 **[Environmental Review]**

Motion certifying review of Final Negative Declaration relating to proposed Conditional Use of Property at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

Supervisor Yee, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

010878 **[Findings - 3620 19th Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 99.201C, on property located at 3620 19th Street, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Yee requested this matter be continued to June 18, 2001.

Supervisor Yee, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Ammiano, Daly
Absent: 1 - McGoldrick

PUBLIC COMMENT

Abdalla Megahed;
Richard Robertson, homelessness;
Joseph Braverman, website;
Robert Laytham, Living Wage Coalition;
Meligh Raughem, power plant;
Michael Levin, History Museum.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

010948 **[Grant funds]**
Supervisors Ammiano, Peskin

Resolution authorizing the San Francisco Department of Public Health (SFDPH), subcontractor, to accept new funding in the amount of $230,117 to augment an earlier award of $247,970 for a total of $478,087 from Public Health Foundation Enterprises, Inc. (PHFE), primary contractor, to fund the SFDPH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN); retroactively for the period of June 1, 2000 to May 31, 2001.

Supervisor Peskin requested to be added as a co-sponsor.

Resolution No. 438-01
ADOPTED

010949 **[Funding for nonprofit organizations]**
Supervisor Daly

Resolution urging the Mayor to include funds in his FY 2001-2002 budget to pay for health insurance costs of nonprofit agencies that will increase due to recent action by the Mayor and Board of Supervisors.

Resolution No. 454-01
ADOPTED

010950 **[AB 151, Children's Internet Protection Act]**
Supervisor Leno

Resolution urging the California State Assembly to oppose AB 151, the Children's Internet Protection Act, sponsored by Assemblywoman Sarah Reyes.

Resolution No. 447-01
ADOPTED

010952 **[Commendation]**
Supervisor Sandoval

Resolution commending Reverend Glenda Hope for her devoted work on behalf of the homeless and poor of San Francisco.

Resolution No. 449-01
ADOPTED

010953 **[Commendation]**
Supervisor Sandoval

Resolution commending the exceptional work of Bill Catalano, music teacher at James Denman Middle School.

Resolution No. 450-01
ADOPTED

010954 **[Commendation]**
Supervisors Maxwell, Peskin, Leno

Resolution commending Dogpatch Neighborhood Association for their dedication and commitment to creating a stronger Dogpatch community.

Supervisors Peskin and Leno requested to be added as co-sponsors.
Resolution No. 451-01
ADOPTED

011003 **[Final Map for an 18 Unit Condominium Project]**
Motion approving Final Map of 560 Haight Street, a Residential Condominium Project, being a subdivision of Lot 6A, Assessor's Block No. 848, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,970; District 5.)

Motion No. M01-67
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

Severed From For Adoption Without Committee Reference Agenda

010900 [HOPE VI Application, Hunter's View Public Housing Development]
Supervisors Maxwell, Peskin

Resolution supporting the San Francisco Housing Authority in submitting a HOPE VI (Housing Opportunities for People Everywhere) grant application in the amount of $35 million to the U.S. Department of Housing and Urban Development.

Supervisor Maxwell requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Maxwell requested this be referred to committee.
REFERRED to the Housing, Transportation and Land Use Committee.

010951 [Commendation]
Supervisor Sandoval

Resolution commending the San Francisco Bicycle Coalition and the many volunteers that made Bike-to-Work Day on May 17, 2001 possible.

Supervisor Ammiano requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

5/29/01 - In Board - Amended. Replace "May 16" with "May 17" wherever it appears in the legislation.

Supervisors Peskin, Leno and Newsom requested to be added as co-sponsors.
President Ammiano, seconded by Supervisor Leno, moved that this Resolution be AMENDED. The motion carried by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

Resolution No. 448-01
ADOPTED AS AMENDED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leno, seconded by Supervisor Peskin, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

[Brown Act Finding]

Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leno, seconded by Supervisor Peskin, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

Imperative Resolution

011052 **[Proclamation]**
Supervisor Leno

Resolution declaring May 30, 2001 Suicide Prevention Day in San Francisco.

Resolution No. 452-01

Supervisor Leno, seconded by Supervisor Peskin, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

010564 [MOU, Automotive Machinists, Local 1414]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Peninsula Automotive Mechanics Lodge No. 1414, International Association of Machinists and Aerospace Workers, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)
4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.
5/29/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.
5/29/01, ASSIGNED to Audit, Labor and Government Efficiency Committee.

010570 [MOU, Electrical Workers, Local 6]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6, American Federation of Labor and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)
4/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.
5/29/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.
5/29/01, ASSIGNED to Audit, Labor and Government Efficiency Committee.

010881 [Sewer Service Charges, Fiscal Year 2001-2002]
Mayor

Ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant to Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code). (Mayor)

(Transmittal date 5/29/01.)
5/29/01, SCHEDULED FOR PUBLIC HEARING. Scheduled for public hearing before Board on June 25, at 3:00 p.m.

010984 [MOU, SEIU Local 790 Staff Nurses and Pier Diem Nurses- Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the Service Employees International Union, Local 790, AFL-CIO for Staff and Per Diem Nurses and the City and County of San Francisco by modifying paragraph 318 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010985 **[MOU, SEIU Locals 250, 535, & 790 - Amendment No. 1]**
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by modifying paragraph 307 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010986 **[MOU, International Federation of Professional & Technical Engineers, Local 21 (Arbitration Award)]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010987 **[MOU, Deputy Sheriffs Association (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Deputy Sheriffs Association of San Francisco, Inc. and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010988 **[MOU, District Attorney Investigators Association (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco District Attorney Investigators Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010989 **[MOU, Municipal Attorneys' Association (Arbitration Award)]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Municipal Attorneys' Association of San Francisco and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010990 [MOU, Municipal Executives Association (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco Municipal Executives Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Supervisor Daly dissenting in committee.
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010991 [MOU, Probation Officers Association (Arbitration Award)]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the San Francisco Deputy Probation Officers' Association, and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010992 [MOU, Transport Workers Union, Local 200 (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 200 (SEAM) and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010993 [MOU, Transport Workers Union, Local 250-A Multi-Unit (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers' Union of America, Local 250-A Multi-Unit and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010994 [MOU, Transport Workers Union, Local 250-A Automotive Service Workers (7410) & Transit Fare Inspectors (9132)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 250-A AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010995 **[MOU, Teamsters Local 856 (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Teamsters, Local 856 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010996 **[MOU, Union of American Physicians and Dentists, Unit 8-CC (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 8-CC to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010997 **[MOU, Union of American Physicians and Dentists, Unit 11-AA, (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 11-AA to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010998 **[MOU, SEIU Locals 250, 535 & 790 - Amendment No. 2]**
Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by amending Article III.A. which provides for a one-time wage adjustments to Class 2450 Pharmacist and Class 2454 Clinical Pharmacist. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011007 **[Settlement of Grievance - Pharmacists]**
Mayor

Resolution authorizing settlement of the grievance filed by SEIU Local 790 on behalf of Pharmacists and Clinical Pharmacists, pursuant to the Memorandum of Understanding between SEIU Local 790 and the City and County of San Francisco in an aggregate amount not to exceed $191,000.00. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011008 [Teamsters Local 856 Supervising Nurses - Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.) by adding paragraph 99a. to Section III.E. Holidays and Holiday Pay. (Mayor)
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011050 [Tour Buses on El Camino del Mar, and portions of 25th Avenue]
Supervisor Newsom

Ordinance amending Police Code Section 1183.13 to prohibit the driving of tour buses on El Camino del Mar between the Presidio and Legion of Honor Drive, and on 25th Avenue between Lake Street and El Camino del Mar, through December 31, 2002.
5/29/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/30/2001.

Resolutions

011052 [Proclamation]
Supervisor Leno

Resolution declaring May 30, 2001 Suicide Prevention Day in San Francisco.
5/29/01, ADOPTED.

011013 [Commendation]
Supervisors Ammiano, Leno, Newsom, Daly

Resolution in recognition of Mark Dunlop for his dedicated service and leadership to the City and County of San Francisco and declaring May 29th Mark Dunlop Day in the City and County of San Francisco.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011014 [Commendation]
Supervisors Leno, Maxwell, Newsom, Peskin

Resolution commending the San Francisco Youth Symphony on its 20th anniversary.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011015 [Commendation]
Supervisors Maxwell, Daly, Newsom

Resolution commending the San Francisco Organizing Project-St. Elizabeth Chapter for their relentless efforts to improve the quality of life for the residents and merchants of the Portola community.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011016 **[Commendation]**

Supervisors Maxwell, Leno, Newsom

Resolution commending the dedicated men and women of the San Francisco Municipal Railway for their commitment to serving the people of the City and County of San Francisco and declaring May 31, 2001 to be "MUNI Employees Day" in San Francisco.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011017 **[Commendation]**

Supervisors Newsom, Daly, Leno, Peskin

Resolution commending the significant efforts of the Treatment on Demand (TOD) Planning Council and urging the Mayor to do everything possible to ensure support and funding for all interventions proposed by the TOD Planning Council.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011018 **[Commendation]**

Supervisors Peskin, Leno, Newsom

Resolution commending the Chinatown Night Market Fair on its success on the occasion of its third year anniversary.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011019 **[Commendation]**

Supervisors Sandoval, Daly, Leno

Resolution commending the Coalition Against Racial and Ethnic Scapegoating for raising the public consciousness in San Francisco about the national release of the film Pearl Harbor.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011020 **[Commendation]**

Supervisor Sandoval

Resolution commending United States and San Francisco veterans on Memorial Day, May 30th, 2001.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011021 **[Commendation]**

Supervisors Yee, Ammiano, Leno, Newsom, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval

Resolution commending Jean Lum on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 37 years of service to the City and County of San Francisco.

5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011022 **[Proclamation]**
Supervisors Sandoval, Hall, Leno

Resolution proclaiming July 23rd through July 27th, 2001 Disability Awareness Week for Latinos.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011023 **[Pedro Ordenes and Gary Emich]**
Supervisors Peskin, Newsom

Resolution communicating best wishes for Pedro Ordenes and Gary Emich as they attempt to set a new World Record on June 11, 2001 in completing their hundredth open-water swim from Alcatraz to San Francisco.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011024 **[Mission Creek Bikeway Project]**
Supervisors Daly, Leno, Peskin

Resolution supporting the Mission Creek Bikeway Project.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011025 **[National Affordable Housing Trust Fund]**
Supervisor Daly

Resolution supporting the National Affordable Housing Trust Fund Campaign.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011026 **[SB 307, California Japantown Preservation Pilot Project]**
Supervisors Gonzalez, Peskin

Resolution urging the Governor and State Legislature to support SB 307 which would create, until July 1, 2004, the California Japantown Preservation Pilot Project, which would require the State Librarian to provide a one-time grant to the City of Los Angeles, the City of San Jose, and the City and County of San Francisco, for the purposes of aiding in the preparation, adoption, or implementation of specific plans that promote the preservation of existing Japantown neighborhoods in those jurisdictions.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011027 **[AB 1261, Transitional Housing for foster youth]**
Supervisors Gonzalez, Leno

Resolution urging the California State Legislature to adopt and Governor Davis to sign AB 1261, the bill which would extend services of transitional housing for foster youth.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011028 [AB 1261, Transitional Housing for foster youth]
Supervisors Newsom, Leno

Resolution urging the California State Legislature to adopt and Governor Gray Davis to sign Assembly Bill (AB) 1261, which would extend services of transitional housing for foster youth.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011029 [Voluntary Campaign Contribution Limits]
Supervisors Hall, Ammiano, Newsom, Daly, Peskin

Resolution urging candidates for the Board of Directors of the proposed San Francisco-Brisbane Municipal Utility District to adopt voluntary campaign contribution limits in the November 2001 election.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011030 [State Grant, National AIDS Memorial Grove]
Supervisors Leno, Daly, Newsom

Resolution authorizing the Department of Recreation and Park to apply, accept and expend a grant in the total amount of $500,000 from the State 2000 Bond Act for the National AIDS Memorial Grove in Golden Gate Park.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011031 [Clayton Street retaining wall license agreement]
Supervisor Leno

Resolution approving a license agreement, including an assignment of claims, concerning the construction and maintenance of the Clayton Street retaining wall located adjacent to the Pemberton Steps and ratifying and directing certain actions in connection with this resolution.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011032 [Appointment - Department of Elections]
Supervisor Yee

Resolution urging Bill Lee, City Administrator to appoint Naomi Nishioka as the Interim Director of the Department of Elections, if one is not selected within the next two weeks.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011033 [Commendation]
Supervisors Ammiano, Daly, Peskin

Resolution commending Chief Fred Lau and the Officers of the San Francisco Police Department for the Police Crisis Intervention Training.
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011048 [State grant for Recreation and Park Department Projects]
Mayor, Supervisors Hall, Newsom

Resolution authorizing the Department of Recreation and Park to apply, accept and expend grants in the total amount of $3,644,500 from the State General Fund for Sunnyside (Monterey) Conservatory, John Muir Way Fishing Pier at Lake Merced, and Palace of Fine Arts.
5/29/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Requests for Hearing

011035 [Biannual Overtime Report]
Supervisor Newsom

Hearing concerning an analysis of the Biannual Overtime Report submitted by the Controller on May 1, 2001 for each department for the 1999-2000, and 2000-2001 fiscal years.
5/29/01, RECEIVED AND ASSIGNED to Finance Committee.

011036 [Paramedic Programs]
Supervisor Newsom

Hearing for an update on the following programs: (1) Rapid Paramedic Response System (2) One on One Paramedic Program.
5/29/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011046 [Latino Disability Awareness]
Supervisor Sandoval

Hearing to address the issues faced by people with disabilities particularly in the Latino community in San Francisco.
5/29/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee. Sponsor requests this item be considered at the July 17, 2001 meeting.

011047 [City Attorney's Investigative Powers]
Supervisor Yee

Hearing regarding the investigative powers of the City Attorney's Office. The hearing will include the guidelines by which the investigators operate and limitations, if any, upon use of investigators when the subjects of investigation are not relevant to City business.
5/29/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

Motions

011049 [Legislative Analyst Request]
Supervisor Leno

Motion asking the Legislative Analyst to research how the City of Los Angeles and other municipalities have managed and funded 24 hour residential parking permits in high density urban areas.
5/29/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration June 4, 2001.

011053 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Clerk of the Board)
5/29/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

010885 [Parking Meters]
Supervisor Daly

Ordinance amending San Francisco Traffic Code Section 201 requiring that all parking meters display a telephone number where broken parking meters can be reported to the Department of Parking and Traffic or parking meters with inaccurate measuring devices can be reported to the Department of Consumer Assurance.

(Fiscal impact.)

5/14/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/13/2001.

5/18/01, SUBSTITUTED. City Attorney submitted a substitute ordinance bearing new title.

5/18/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 6/29/2001.

010965 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit by Maximilian Castro against the City and County of San Francisco for $925,000; the lawsuit was filed on December 15, 2000 in San Francisco Superior Court, Case No. 317-475; entitled Maximilian Castro, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are the possible one-time payment of reasonable cost of a future surgery as determined and ordered by the Hon. Sickles James, Judge. (City Attorney)
5/22/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010975 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit filed by Michael and Debra Miron against the City and County of San Francisco for $367,000; the lawsuit was filed on June 5, 2001 in San Mateo Superior Court, Case No. 413178; entitled Michael and Debra Miron, et al., v. City and County of San Francisco, et al. (City Attorney)
5/17/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

010976 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit entitled United States ex rel. Dante S. Galura, et al. v. San Luis Gonzaga Construction, Inc. et al., U.S. District Court, Northern District of California, Case No. C-96-2350 filed by former workers of San Luis Gonzaga Construction, Inc. the United States and City and County of San Francisco ("City") as intervenors, for enforcement of prevailing wage requirements and breach of contract; material terms of the settlement provide that the City will retain for itself $339,048.61 in Municipal Transportation Authority and Department of Public Works contract funds that would otherwise be payable to San Luis Gonzaga Construction, Inc. ("SLGC"); former SLGC workers will receive a total of $300,000 from SLGC as back wages and statutory attorneys fees; SLGC and its owners will cooperate with the City's ongoing investigation of contracts awarded by the Airport Commission. (City Attorney)

5/21/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS

010939 **[State grant allowing the Director of Public Works to accept and expend a $1,000,000 for beach nourishment and long-term planning activities at Ocean Beach]**

Supervisors Hall, Yee, Newsom

Resolution authorizing the Director of Public Works to accept and expend a grant in the amount of $1,000,000 from the California Public Beach Restoration Program with required local matching funds of $150,000 for the Ocean Beach Erosion Control Project. (Public Works Department)

5/17/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

010999 **[Contract Modification with IHSS Consortium of San Francisco for In-Home Supportive Services]**

Resolution approving the modification of the contract between the City and County of San Francisco and IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2000 to June 30, 2001, in the increased amount of $453,750, for a total contract amount of $18,207,501. (Human Services Department)

5/22/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011000 **[Contract Modification with Addus Heathcare for In-Home Supportive Services]**

Resolution approving the modification of the contract between the City and County of San Francisco and Addus Healthcare for the provision of In-Home Supportive Services for the period from July 1, 2000 to June 30, 2001, in the increased amount of $378,750, for a total contract amount of $17,197,171. (Human Services Department)

5/22/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011005 **[Grant, Centralized Domestic Violence Crisis Line]**

Supervisors Leno, Newsom

Resolution authorizing the Department on the Status of Women to accept and expend a grant in the amount of $145,475 from the California Endowment for establishing San Francisco's first Centralized Twenty-four Hour Multi-language Domestic Violence Crisis Line. (Commission on Status of Women)

5/23/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee. Department requests this item be calendared at the June 5, 2001 meeting.

Supervisors Leno and Newsom requested to added as co-sponsors.

Request Granted

Requests Granted
From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To amend the membership composition of the Immigrant Rights Commission to include at least one member who speaks a language into which the City will be translating documents under the Equal Access Ordinance, File No. 010409.

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft an ordinance directing the San Francisco Public Utilities Commission to create an Office of Public Power dedicated to securing reliable and affordable electrical power for the residents and businesses of the City and County. This new Office of Public Power shall be responsible for identifying, securing and purchasing sufficient supplies of electrical power to meet as much of the current and projected needs of the City and County.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation to amend Section 1148.1(b) of the San Francisco Police Code whereby the time commitment to operate a ramped taxi permit would be reduced from five years to thirty months.

From: Supervisor Newsom
To: Director, Department of Public Health
Requesting/Inquiring: To analyze and review the deaths reported in the San Francisco Medical Examiner from December 1999 through November 2000 (Homeless Death Review) to help identify gaps in our system of care and where we can focus our efforts to prevent future homeless deaths.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft legislation based upon recommendations from Budget Analyst to seek ways to reduce the number of claims and litigation cases filed against the City's General Fund support departments, including the following:

1. To require the City Attorney's Office to submit a monthly report to the Board of Supervisors summarizing the claims and litigation exposure of the General Fund, by cause, code and department, for the month and cumulatively for the year.
2. To require the City Risk Manager to implement a tracking program for the number of vehicle related claims and litigation cases to determine the common causes, and develop policies to reduce these claims to be implemented at the departmental level.
3. To require the City Risk Manager to develop a tracking system for City vehicle related claims citywide.
4. To require City Departments to designate an existing position within the department to be responsible for risk management functions including tracking and analyzing claims.
5. To require the City to undertake an evaluation of its current policy of funding departments safety programs from departmental budgets and funding department claims and litigation costs from the General Fund Litigation Reserve.
6. To require the City Attorney's Office to implement an Interdepartmental Risk Management Working Group to assist department in establishing trends and restructuring their risk management functions.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring the installation of Low Pressure Excess Flow Valves or

other similar automatic gas shut-off valves in new homes and substantial remodels.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To investigate and report on the feasibility of establishing a crosswalk at 4770 Mission Street, the location of a multi-unit residential facility for seniors.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To prepare a legal memorandum on the City's ability to regulate notary publics.

From: Supervisor Yee
To: City Attorney
Requesting/Inquiring: To draft legislation which prohibits events in Civic Center from blocking off full access to public facilities such as the Main Library, as well as blocking public access to the two playgrounds at the Civic Center.

From: Supervisor Yee
To: City Attorney
Requesting/Inquiring: To draft legislation to amend Section 33.1A of the Traffic Code regarding Temporary No Parking Signs:
1. If the sign does not comply with the provisions Section 33.1A of the Traffic Code that stipulates that the temporary no parking sign include the phone number of a contact person, then the sign is null and void and parking is allowed.
2. The temporary no parking sign must include the information that if construction activity in zoned for residential or neighborhood-commercial district hasn't begun by 12:00 p.m., then parking is legal.
3. If there is more than 5 days of continued construction inactivity where temporary no parking signs have been posted, then the signs are null and void, and the applicant must resubmit request.

From: Supervisor Ammiano
To: Mayor
Requesting/Inquiring: Urging the Mayor to include language to set up an advisory committee to provide oversight for the Minimum Compensation Ordinance.

In Memoriams

Mark Smith (Supervisor Newsom)
Richard Weisman (Supervisor Peskin)

ADJOURNMENT

There being no further business, the Board at the hour of 6:12 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 16, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT
OCT - 1 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, June 4, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 23

Members Present:	Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.
Members Absent:	Jake McGoldrick.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors McGoldrick, Yee - 2.

Quorum present.

Supervisor McGoldrick was excused. (See infra.)

Supervisor Yee was noted present at 2:02 p.m.

Supervisor McGoldrick Excused from Attendance

Supervisor Leno, seconded by Supervisor Sandoval, moved to excuse Supervisor McGoldrick from attending this meeting. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

APPROVAL OF MEETING MINUTES

Motion to approve the April 16, April 23 and April 30, 2001 Meeting Minutes.

Supervisor Leno, seconded by Supervisor Maxwell, moved to approve the April 16, April 23 and April 30, 2001 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

AGENDA CHANGES

COMMUNICATIONS

Privilege of the Floor

Supervisor Hall, seconded by Supervisor Sandoval, moved to suspend Rule 4.28 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval
Absent: 2 - McGoldrick, Yee

Introduction of Guests and Presentation Made

President Ammiano introduced and welcomed the Honorable George Manete, the Mayor of Fort Dauphin, Madagascar.

Supervisor Hall introduced Officer John Paige regarding his award for the Taraval Traffic Enforcement Program.

CONSENT AGENDA

Recommendations of the Finance Committee

010763 [Appropriation, Infrastructure Projects in Golden Gate Park]
Supervisors Newsom, Sandoval

Ordinance appropriating $16,998,742 of the Golden Gate Park Bond Proceeds to fund the construction and renovation activities associated with the MLK Utilities Project, North and South Lake project and the Golden Gate Park East Entrance for the Department of Recreation and Park for fiscal year 2000-01. (Controller)

(Fiscal impact.)

Ordinance No. 127-01
FINALLY PASSED

010835 [Lease of Property for DPH Mental Health]
Resolution authorizing a new lease of real property currently occupied by the City under the terms of an earlier lease at 1380 Howard Street, San Francisco, for a term of five years and one month, commencing June 1, 2001 at an initial monthly rent of $100,000 per month for the Mental Health Division of the Department of Public Health. (Real Estate Department)

(Fiscal impact; District 6)

Resolution No. 459-01
ADOPTED

Recommendation of the Housing, Transportation and Land Use Committee

010725 **[Federal grant for seven (7) Municipal Railway capital projects and activities]**

Resolution authorizing the Municipal Transportation Agency Board to accept and expend $14,392,697 of federal formula and earmarked Congestion Mitigation and Air Quality Program (CMAQ), Surface Transportation Program (STP) capital assistance for seven Municipal Railway capital projects and activities, and including $1,327,174 for administrative overhead costs. (Municipal Transportation Agency)

Resolution No. 457-01
ADOPTED

Recommendation of the Public Health and Environment Committee

010269 **[Nuisance Code Revision]**
Supervisors Newsom, Leno, Sandoval, Peskin, Daly, Maxwell, Ammiano

Ordinance amending Sections 37, 92, 283, 585, 596, 598, 599, 600, 605, 607, 608, and 1604; adding Sections 580, 581, 582, 614, 615, and 616; and deleting Sections 93 to 97.6, inclusive and 606 of the San Francisco Health Code consolidating various provisions that set forth conditions that constitute a public nuisance and to declare the presence of mold and mildew and lead hazards as public nuisances; clarifying the requirements regarding the maintenance of small animals, poultry and game birds in residential districts; authorizing the Department of Public Health to recover administrative costs incurred in pursuing an abatement action as authorized by Government Code Section 25845; and establishing an administrative enforcement process for the abatement of nuisances; and increasing the minimum criminal penalties from $25 to $100 and the maximum criminal penalties from $250 to $1000 for non-compliance with a Director's Order.

Ordinance No. 125-01
FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Finance Committee

010409 **[Equal Access to Services]**
Supervisors Leno, Gonzalez, Sandoval, Yee, Ammiano, Peskin, Maxwell, Daly, McGoldrick

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Sections 89.1, 89.2 and 89.4 through 89.14, to require City departments to offer materials if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

Ordinance No. 126-01

FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

011051 **[Equal Access to Services]**

Ordinance amending San Francisco Administrative Code by adding Chapter 89, Section 89.3 to require City departments to offer bilingual services if a substantial or concentrated portion of the public utilizing their services does not speak English effectively because it is not their primary language.

Ordinance No. 128-01

FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Hall
Absent: 1 - McGoldrick

NEW BUSINESS

Recommendations of the Finance Committee

010549 **[Appropriation, funding for uniform firefighters and investigators overtime]**

Ordinance appropriating $2,160,476 from the Airport and various departmental revenues to fund the cost of uniform firefighters and investigators salaries and overtime in the Fire Department for fiscal year 2000-01. (Controller)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010843 **[Appropriation, Gang Outreach and Youth Violence Prevention Program]**

Ordinance appropriating $200,000 of the General Fund Reserve to fund Gang Outreach and Youth Violence Prevention Program in areas of the City with concentrated amounts of serious and violent youth crimes, including Supervisorial Districts 5, 6, 9, 10 and 11, through the Mayor's Office of Criminal Justice for fiscal year 2000-01.

(Fiscal impact.)

President Ammiano moved to amend the title, line 3 by deleting "including Supervisorial Districts 5, 6, 9, 10 and 11".

President Ammiano, seconded by Supervisor Maxwell, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Ordinance appropriating $200,000 of the General Fund Reserve to fund Gang Outreach and Youth Violence Prevention Program in areas of the City with concentrated amounts of serious and violent youth crimes through the Mayor's Office of Criminal Justice for fiscal year 2000-01.

(Fiscal impact.)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010872 **[Water Rates]**

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its retail customers inside and outside the City and County of San Francisco. (Public Utilities Commission)

PASSED ON FIRST READING by the following vote:

Ayes: 7 - Ammiano, Gonzalez, Leno, Maxwell, Newsom, Peskin, Yee
Noes: 3 - Daly, Hall, Sandoval
Absent: 1 - McGoldrick

010873 **[Water Rates]**

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its suburban resale customers. (Public Utilities Commission)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly
Absent: 1 - McGoldrick

010682 [AB 1419, Land Transfer, Transbay Terminal]
Supervisor Ammiano

Resolution supporting AB 1419 (Aroner), without Dutra amendment, requiring Caltrans to transfer land to the San Francisco Redevelopment Agency for the implementation of the Transbay Terminal Replacement Project; mandating that Caltrans lease to the Transbay Terminal Joint Powers Authority certain parcels of land for bus storage; and requiring the San Francisco Redevelopment Agency to dedicate to the Transbay Terminal project any tax increment funds and net proceeds from the disposition of state-owned land.

6/4/01 - Supervisor Daly, seconded by Supervisor Sandoval moved to amend on Page 1, in the title, line 5 replace "lease" with "easement"; on line 6 after "Authority" insert "and the Golden Gate Bridge Highway and Transportation District"; on Page 2, line 11 replace "lease" with "grant an easement for"; after "Authority" insert "and the Golden Gate Bridge Highway and Transportation District"

Supervisor Leno requested to added as a co-sponsor.

Supervisor Leno, seconded by Supervisor Yee, moved that this Resolution be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Resolution supporting AB 1419 (Aroner), without Dutra amendment, requiring Caltrans to transfer land to the San Francisco Redevelopment Agency for the implementation of the Transbay Terminal Replacement Project; mandating that Caltrans easement to the Transbay Terminal Joint Powers Authority and the Golden Gate Highway and Transportation District certain parcels of land for bus storage; and requiring the San Francisco Redevelopment Agency to dedicate to the Transbay Terminal project any tax increment funds and net proceeds from the disposition of state-owned land.

Resolution No. 455-01

ADOPTED AS AMENDED by the following vote:

Ayes: 8 - Ammiano, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval, Yee
Noes: 1 - Daly
Absent: 2 - McGoldrick, Newsom

010699 [Treasure Island Fire Training Sublease]
Supervisor Daly

Resolution approving a sublease between the City and County of San Francisco (The "City") and the Treasure Island Development Authority (The "Authority") for property on Treasure Island generally bounded by 8th Street to the south, 10th Street to the north, M Street to the west, and N Street to the east for use as a fire training facility at an annual rent of $1,740,000 per year.

(Fiscal impact; District 6.)

Resolution No. 456-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Yee
Noes: 2 - Hall, Sandoval
Absent: 1 - McGoldrick

010818 [Credit Card Acceptance Cost Reduction]
Supervisor Newsom

Resolution urging the Treasurer of the City and County of San Francisco to explore methods of reducing the costs associated with the City's acceptance of credit cards. (Treasurer-Tax Collector)

Supervisor Newsom requested to be added as sponsor.

Resolution No. 458-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010866 [Official Advertising]

Resolution designating the San Francisco Independent to be the official newspaper of the City and County of San Francisco for the category of non-consecutive day official advertising, for the fiscal year commencing July 1, 2001 and ending June 30, 2002. (Purchaser)

Resolution No. 460-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Sandoval, Yee
Noes: 2 - Hall, Peskin
Absent: 1 - McGoldrick

010868 [Establishing Trial Parking Rates as Permanent Parking Rates for City Owned Garages and Metered Facilities]

Resolution approving trial parking rates as proposed permanent parking rates at the Lombard Street Garage, the North Beach Garage, the Portsmouth Square Garage, the Japan Center Garages, the St. Mary's Square Garage, the Union Square Garage, and the Vallejo Street Garage. (Parking and Traffic Department)

Resolution No. 461-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010932 **[Delivery and execution of refunding certificates of participation, Series 2001-1 and Taxable Series 2001-2 (S.F. Courthouse and 25 Van Ness Project)]**
Mayor

Resolution approving the execution and delivery of refunding certificates of participation, in one or more series, to refinance, in part and/or in whole, certificates of participation previously executed and delivered by the City and County of San Francisco (the "City"); approving the form of the property and facility lease between the City and a trustee; approving the form of the project lease between the City and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee; approving the form of the trust agreement between the City and a trustee (including certain indemnities contained therein); authorizing the selection of an escrow agent; approving the form of the escrow agreement between the City and an escrow agent; approving the form of the official notice of sale and the notice of intention to sell for the refunding certificates of participation; directing the publication of the notice of intention to sell for the refunding certificates of participation; approving the form of the official statement in preliminary and final form; approving the form of a continuing disclosure certificate; authorizing reimbursement of certain expenditures; authorizing the payment of costs of issuance; and ratifying previous actions taken in connection therewith. (Mayor)

(Fiscal impact.)

Resolution No. 462-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010936 **[Mayor's Summer Food Service Program]**
Mayor, Supervisor Newsom

Resolution authorizing the Department of Children, Youth and Their Families to accept and expend a grant in the amount of $484,500 from the United States Department of Agriculture for the Mayor's Summer Food Service Program for children. (Mayor)

Supervisor Newsom requested to be added as co-sponsor.

Resolution No. 463-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010863 **[Release of Reserved Funds, Sunset Infrastructure]**
Supervisor Yee

Motion releasing $475,000 placed on Board of Supervisors Reserve for Sunset Infrastructure.

(Fiscal impact.)

Supervisor Newsom, seconded by Supervisor Maxwell, moved to amend by adding back $15,000 for the Doggie Diner head.

Supervisor Newsom, seconded by Supervisor Maxwell, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 7 - Ammiano, Daly, Hall, Maxwell, Newsom, Sandoval, Yee
Noes: 3 - Gonzalez, Leno, Peskin
Absent: 1 - McGoldrick

Motion releasing $490,000 placed on Board of Supervisors Reserve for Sunset Infrastructure.

.(Fiscal impact.)

Motion No. M01-68

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Gonzalez
Absent: 1 - McGoldrick

Recommendations of the Housing, Transportation and Land Use Committee

010838 **[Inner Sunset Neighborhood Commercial District Zoning Amendment]**

Ordinance amending changes in property use classification by amending the zoning map of the City and County of San Francisco for thirty-five small-scale Neighborhood Commercial District parcels and one Neighborhood Commercial District parcel in the area of Irving Street between 5th and 19th Avenues. (Planning Department)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated June 29, 2000; Planning Commission Resolution No. 1613 adopted April 5, 2001 recommending adoption of the Zoning Map Amendments as presented in the above ordinance; Case No. 2000.407Z.)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

010891 **[Tenant Home Ownership; Condominium Type Ownership Structures]**
Supervisors McGoldrick, Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1359, 1388, 1396, and 1396.1 and by adding Section 1316, to provide tenant home ownership and to regulate the formation of certain condominium-type ownership structures where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants, to create an exemption from the lottery for two unit buildings where at least one unit has been owner occupied for one year prior to application for conversion, to create a pool of 200 conversions with restrictions on resale price in the condominium lottery specifically for purchasing tenants of median income or less, to increase the conversion limit to 200 units and 200 units with restrictions on resale price and to make these limits permanent, and to add and amend other definitions to implement these measures.

Supervisor Gonzalez moved to continue this matter to June 11, 2001.

Supervisor Daly requested to be added as a co-sponsor.

Supervisor Gonzalez, seconded by Supervisor Hall, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly
Absent: 1 - McGoldrick

Recommendations of the Rules Committee

011004 **[Appointment]**

Resolution appointing Supervisor Tony Hall, term ending February 1, 2005, to the Bay Area Air Quality Management District, Board of Directors.

Supervisor Tony Hall, succeeding Supervisor Aaron Peskin, resigned, Seat No. 1, must be a member of the San Francisco Board of Supervisors, for the unexpired portion of a four-year term ending February 1, 2005.

Supervisor Newsom, seconded by Supervisor Leno, moved to excuse Supervisor Hall from voting on this matter. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Resolution No. 464-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval
Excused: 1 - Hall

010920 **[Appointment - Planning Commission]**

Motion taking no position concerning the Mayor's appointment of Myrna Lim to the Planning Commission, for term ending January 15, 2002. (Mayor)

(Charter Section 3.100 provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed.)
(Transmittal date - May 11, 2001.)
(Supervisor Gonzalez dissenting in Committee.)

Motion No. M01-69

APPROVED by the following vote:

Ayes: 7 - Ammiano, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval
Noes: 3 - Daly, Newsom, Yee
Absent: 1 - McGoldrick

From Rules Committee Without Recommendation

010918 **[Appointment - Planning Commission]**

Motion approving the Mayor's appointment of Myrna Lim to the Planning Commission, for the term ending January 15, 2002. (Mayor)

(Charter Section 3.100 provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed.)
(Transmittal date - May 11, 2001.)

Failed adoption.

NOT APPROVED by the following vote:

Ayes: 2 - Newsom, Yee
Noes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval
Absent: 1 - McGoldrick

010919 **[Appointment - Planning Commission]**
Mayor

Motion rejecting the Mayor's appointment of Myrna Lim to the Planning Commission. (Mayor)

(Charter Section 3.100 provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed.)
(Transmittal date - May 11, 2001.)

Failed adoption.

NOT APPROVED by the following vote:
Ayes: 1 - Gonzalez
Noes: 9 - Ammiano, Daly, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

ROLL CALL FOR INTRODUCTIONS

PUBLIC COMMENT

Abdalla Megahed, education - flea market
Francine Carter, citywide health conference
Eric Litcher, permits to park in neighborhoods
John Bardis, city budget review time
LaTanya Hurst, housing, supportive services in Bayview/Hunters Point
John, Charter amendment, Board members full-time
Milton Marks, Friends of Urban Forest
Catherine Sneed, trees in the city
Pat Langdell
Marleen Fullner

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011049 [Legislative Analyst Request]
Supervisor Leno

Motion asking the Legislative Analyst to research how the City of Los Angeles and other municipalities have managed and funded 24 hour residential parking permits in high density urban areas.

APPROVED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Sandoval, Yee
Noes: 2 - Hall, Peskin
Absent: 1 - McGoldrick

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

011013 [Commendation]
Supervisors Ammiano, Leno, Newsom, Daly

Resolution in recognition of Mark Dunlop for his dedicated service and leadership to the City and County of San Francisco and declaring May 29th Mark Dunlop Day in the City and County of San Francisco.

Supervisor Daly requested to be added as a co-sponsor.
Resolution No. 465-01
ADOPTED

011014 [Commendation]
Supervisors Leno, Maxwell, Newsom, Peskin

Resolution commending the San Francisco Youth Symphony on its 20th anniversary.

Supervisor Peskin requested to be added as a co-sponsor.
Resolution No. 466-01
ADOPTED

011015 [Commendation]
Supervisors Maxwell, Daly, Newsom

Resolution commending the San Francisco Organizing Project-St. Elizabeth Chapter for their relentless efforts to improve the quality of life for the residents and merchants of the Portola community.

Supervisors Daly and Newsom requested to be added as co-sponsors.
Resolution No. 467-01
ADOPTED

011016 **[Commendation]**

Supervisors Maxwell, Leno, Newsom

Resolution commending the dedicated men and women of the San Francisco Municipal Railway for their commitment to serving the people of the City and County of San Francisco and declaring May 31, 2001 to be "MUNI Employees Day" in San Francisco.

Supervisors Leno and Newsom requested to be added as co-sponsors.

Resolution No. 468-01

ADOPTED

011017 **[Commendation]**

Supervisors Newsom, Daly, Leno, Peskin

Resolution commending the significant efforts of the Treatment on Demand (TOD) Planning Council and urging the Mayor to do everything possible to ensure support and funding for all interventions proposed by the TOD Planning Council.

Supervisors Daly, Leno and Peskin requested to be added as co-sponsors.

Resolution No. 469-01

ADOPTED

011018 **[Commendation]**

Supervisors Peskin, Leno, Newsom

Resolution commending the Chinatown Night Market Fair on its success on the occasion of its third year anniversary.

Supervisor Newsom requested to be added as a co-sponsor.

Resolution No. 470-01

ADOPTED

011019 **[Commendation]**

Supervisors Sandoval, Daly, Leno

Resolution commending the Coalition Against Racial and Ethnic Scapegoating for raising the public consciousness in San Francisco about the national release of the film Pearl Harbor.

Supervisors Daly and Leno requested to be added as co-sponsors.

Resolution No. 471-01

ADOPTED

011020 **[Commendation]**

Supervisor Sandoval

Resolution commending United States and San Francisco veterans on Memorial Day, May 30th, 2001.

Resolution No. 472-01

ADOPTED

011023 **[Pedro Ordenes and Gary Emich]**
Supervisors Peskin, Newsom

Resolution communicating best wishes for Pedro Ordenes and Gary Emich as they attempt to set a new World Record on June 11, 2001 in completing their hundredth open-water swim from Alcatraz to San Francisco.

Supervisor Newsom requested to be added as a co-sponsor.
Resolution No. 473-01
ADOPTED

011024 **[Mission Creek Bikeway Project]**
Supervisors Daly, Leno, Peskin

Resolution supporting the Mission Creek Bikeway Project.

Supervisor Peskin requested to be added as a co-sponsor.
Resolution No. 474-01
ADOPTED

011025 **[National Affordable Housing Trust Fund]**
Supervisor Daly

Resolution supporting the National Affordable Housing Trust Fund Campaign.

Resolution No. 475-01
ADOPTED

011027 **[AB 1261, Transitional Housing for foster youth]**
Supervisors Gonzalez, Leno

Resolution urging the California State Legislature to adopt and Governor Davis to sign AB 1261, the bill which would extend services of transitional housing for foster youth.

Resolution No. 476-01
ADOPTED

011028 **[AB 1261, Transitional Housing for foster youth]**
Supervisors Newsom, Leno

Resolution urging the California State Legislature to adopt and Governor Gray Davis to sign Assembly Bill (AB) 1261, which would extend services of transitional housing for foster youth.

Supervisor Leno requested to be added as a co-sponsor.
Resolution No. 477-01
ADOPTED

011029 [Voluntary Campaign Contribution Limits]
Supervisors Hall, Ammiano, Newsom, Daly, Peskin

Resolution urging candidates for the Board of Directors of the proposed San Francisco-Brisbane Municipal Utility District to adopt voluntary campaign contribution limits in the November 2001 election.

Supervisors Daly and Peskin requested to be added as co-sponsors.

Resolution No. 478-01
ADOPTED

011030 [State Grant, National AIDS Memorial Grove]
Supervisors Leno, Daly, Newsom

Resolution authorizing the Department of Recreation and Park to apply, accept and expend a grant in the total amount of $500,000 from the State 2000 Bond Act for the National AIDS Memorial Grove in Golden Gate Park.

Supervisors Daly and Newsom requested to be added as co-sponsors.

Resolution No. 479-01
ADOPTED

011031 [Clayton Street retaining wall license agreement]
Supervisor Leno

Resolution approving a license agreement, including an assignment of claims, concerning the construction and maintenance of the Clayton Street retaining wall located adjacent to the Pemberton Steps and ratifying and directing certain actions in connection with this resolution.

Resolution No. 480-01
ADOPTED

011033 [Commendation]
Supervisors Ammiano, Daly, Peskin

Resolution commending Chief Fred Lau and the Officers of the San Francisco Police Department for the Police Crisis Intervention Training.

Supervisors Daly and Peskin requested to be added as co-sponsors.

Resolution No. 481-01
ADOPTED

011053 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Clerk of the Board)

Motion No. M01-70
APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Severed From For Adoption Without Committee Reference Agenda

011021 **[Commendation]**

Supervisors Yee, Ammiano, Leno, Newsom, Daly, Gonzalez, Hall, Maxwell, McGoldrick, Peskin, Sandoval

Resolution commending Jean Lum on the occasion of her retirement from the Office of the Clerk of the Board of Supervisors after 37 years of service to the City and County of San Francisco.

Supervisor Yee requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Yee presented an amendment of the whole.
Supervisor Yee, seconded by Supervisor Leno, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Resolution No. 453-01
ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

011022 **[Proclamation]**

Supervisors Sandoval, Hall, Leno

Resolution proclaiming July 23rd through July 27th, 2001 Disability Awareness Week for Latinos.

Supervisor Sandoval requested this matter be severed so it could be considered separately
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Sandoval, seconded by Supervisor Leno, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

011026 [SB 307, California Japantown Preservation Pilot Project]
Supervisors Gonzalez, Peskin

Resolution urging the Governor and State Legislature to support SB 307 which would create, until July 1, 2004, the California Japantown Preservation Pilot Project, which would require the State Librarian to provide a one-time grant to the City of Los Angeles, the City of San Jose, and the City and County of San Francisco, for the purposes of aiding in the preparation, adoption, or implementation of specific plans that promote the preservation of existing Japantown neighborhoods in those jurisdictions.

Supervisors Daly and Yee requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Daly requested this matter be sent to committee.
REFERRED to the Neighborhood Services and Parks Committee.

011032 [Appointment - Department of Elections]
Supervisor Yee

Resolution urging Bill Lee, City Administrator to appoint Naomi Nishioka as the Interim Director of the Department of Elections, if one is not selected within the next two weeks.

Supervisor Yee requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Yee, seconded by Supervisor Leno, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011038 [Interim Government Funding, Fiscal Year 2001-2002]
Mayor

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact.)
6/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011039 [Interim Public Employment, Fiscal Year 2001-2002]

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact.)
6/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011041 [Government Funding for Fiscal Year 2001-2002]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact; Companion Files Companion to Files 011040, 011042.)
6/4/01, RECEIVED AND ASSIGNED to Finance Committee.

011042 [Public Employment for Fiscal Year 2001-2002]

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact; Companion Files Companion to Files 011040, 011041.)
6/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011063 [Deferred Maintenance Fund]
Supervisor Newsom

Ordinance amending Chapter 10, Article XIII of the San Francisco Administrative Code by adding Section 10.100-50 thereto; establishing a Deferred Maintenance Fund and accounts within said fund; establishing procedures for the request and approval of appropriations from the Deferred Maintenance Fund; establishing baseline adjustments to the Deferred Maintenance Fund and approving remaining balances in the Deferred Maintenance Fund for general governmental infrastructure assets.

(Fiscal impact.)
6/4/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/5/2001.

011064 [General Obligation Bond]
Supervisor Yee

Ordinance amending Chapter 2, Article VIII of the Administrative Code of the City and County of San Francisco to provide additional further requirements for the expenditure of general obligation bond proceeds.
6/4/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/5/2001.

011065 [Appropriation of General Fund Moneys - SFUSD]
Supervisor Yee

Ordinance amending Chapter 3 of the San Francisco Administrative Code by adding Section 3.25 thereto.
6/4/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/5/2001.

011066 [Elections Code]
Mayor

Ordinance amending Sections 535 and 830 of the San Francisco Municipal Elections Code to (1) require that paid ballot arguments be submitted to the Department of Elections at least 74 days before an election, (2) require the submission of paid ballot arguments on forms prescribed by the Director of Elections and in electronic format, and (3) increase the fees for paid ballot arguments. (Mayor)
6/4/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/5/2001.

Resolutions

011067 [San Jose Avenue Bike Lane]
Supervisors Leno, Peskin

Resolution urging the Department of Parking and Traffic to create a San Jose Avenue bicycle lane and to implement traffic calming measures between Randall and Tiffany Streets.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011068 [Art Commission/Recreation and Park Grant - $189,000]
Supervisors Maxwell, Peskin, Leno

Resolution authorizing the Art Commission and the Recreation and Park Department jointly to apply, accept and expend a grant in the total amount of $189,000 from the State 2000 Bond Act for the Recreation and Park Department's Youth Stewardship Program ($94,500) and the Bayview Opera House ($94,500).
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011069 [Senate Bill 791]
Supervisor Newsom

Resolution urging the State Legislature to adopt Senate Bill 791 introduced by Senator Bruce McPherson, relating to an act to amend Section 11357 of the Health and Safety Code, relating to controlled substances.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011070 **[Renewable Energy Resources]**
Supervisor Peskin

Resolution urging nationwide mobilization of renewable energy resources, beyond the requirements of the Kyoto Protocol, to stabilize atmospheric conditions and to mitigate the ecological and economic damage and injury to human life caused by global warming.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011071 **[Commendation]**
Supervisor Hall

Resolution commending Nathan Calixto for making the final round of the Scripps Howard National Spelling Bee.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011072 **[Commendation]**
Supervisors Hall, Ammiano, Newsom, Gonzalez

Resolution commending Jeanne Villafuerte for her dedicated service to the youth of San Francisco as Principal at West Portal Elementary School.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011073 **[Commendation]**
Supervisors Leno, Maxwell, Ammiano, Yee, Peskin

Resolution commending Sue Bierman for outstanding service to the community.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011074 **[Commendation]**
Supervisors Leno, Maxwell, Gonzalez, Ammiano, Peskin

Resolution commending the San Francisco annual Queer Arts Festival.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011075 **[Commendation]**
Supervisors Maxwell, Leno

Resolution commending the Public Utilities Commission for their successful "Toilets for only $10" program and their commitment to San Francisco's environment as well as the City's nonprofit community.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011076 **[Commendation]**
Supervisors Sandoval, Ammiano

Resolution commending Cleo Cummings for over 32 years of service as Principal of Sheridan Elementary School.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011077 **[Commendation]**
Supervisors Sandoval, Peskin, Maxwell

Resolution commending Lieutenant Patty Yuen for being named Firefighter of the Year.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011078 **[Commendation]**
Supervisors Sandoval, Hall, Peskin

Resolution commending Nathan Calixto for competing at the Scripps Howard National Spelling Bee.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011079 **[Proclamation]**
Supervisors Sandoval, Leno, Maxwell

Resolution proclaiming July 23rd through July 27th, 2001 Disability Awareness Week for Latinos.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011080 **[Commendation]**
Supervisors Yee, Hall, Maxwell

Resolution commending the Ford Motor Company for sponsoring Ford Free Tuesdays at the California Palace of the Legion of Honor through 2001.
6/4/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011040 **[Annual Budget, FY 2001-2002]**
Mayor

Hearing to consider the Annual Budget for Fiscal Year 2001-2002. (Mayor)

(Companion Files 011041, 011042, 011043, 011044, 011045.)
6/4/01, RECEIVED AND ASSIGNED to Finance Committee. Scheduled for public testimony on Saturday, June 16, 2001, at 9:00 a.m.
(See Files 011043, 011044, and 011045 for departmental hearings and review.)

011043 **[Budget Hearing and Review, FY 2001-2002]**
Hearing to consider the Annual Budget for General Administration and Finance; Public Protection.

(General Administration and Finance: Administrative Services; Assessor/Recorder; Board of Supervisors; City Attorney; Controller; City Planning; Civil Service Commission; Ethics Commission; Human Resources; Mayor; Administrative Services-Office of Contract Administration; Elections; Retirement System; Treasurer/Tax Collector; General City Responsibility.)

(Public Protection: Adult Probation; Administrative Services-Consumer Assurance; Administrative Services-Animal Care and Control; Administrative Services-Medical Examiner;
6/4/01, RECEIVED AND ASSIGNED to Finance Committee. Scheduled for consideration on June 19, 2001 at 1:00 p.m.

011044 **[Budget Hearing and Review, FY 2001-2002]**
Hearing to consider the Annual Budget for Human Welfare and Neighborhood Development; Community Health.

Municipal Transportation Agency
(Human Welfare and Neighborhood Development: Commission Adult and Aging; Child Support Services Department; Children and Families Commission; Children, Youth & Their Families; Human Services; Environment; Human Rights Commission; Rent Arbitration Board; Department on the Status of Women.)

(Community Health - Department of Public Health: Public Health-Community Health Network; Public Health-Public Health.)

(Board of Appeals)

(Companion to File 011040.)
6/1/01, RECEIVED AND ASSIGNED to Finance Committee. Scheduled for consideration on June 20, 2001, at 1:00 p.m.

011045 **[Budget Hearing and Review, FY 2001-2002]**
Hearing to consider the Annual Budget for Culture and Recreation; Public Works, Transportation and Commerce.

(Culture and Recreation: Asian Art Museum; Art Commission; Administrative Services-Convention Facilities; Fine Arts Museum; Public Library; Law Library; Recreation and Park; Academy of Sciences; County Education Office; War Memorial.)

(Public Works, Transportation and Commerce: Airport; Clean Water; Building Inspection; Emergency Communications Department; Business & Economic Development; Hetch Hetchy Project; Light, Heat and Power; Port; Parking and Traffic; Public Utilities Commission; Telecommunications & Information Services; Water Department; Public Works; Capital Projects.)

(Companion to File 011040.)
6/4/01, RECEIVED AND ASSIGNED to Finance Committee. Scheduled for consideration on June 21, at 1:00 p.m.

Motions

011081 **[Legislative Analyst Request]**
Supervisor Hall

Motion asking the Legislative Analyst to perform a jurisdictional comparison between San Francisco and 5 Bay Area cities and counties comparing how we fund our municipal golf courses to how these 5 other jurisdictions fund their well respected municipal golf courses; how our golf courses are funded in comparison to Alameda Municipal Golf Course, Poplar Creek in San Mateo, Shoreline Golf Course, Palo Alto Municipal Golf Course, and De La Vega Golf Course in Santa Cruz.

6/4/01, ASSIGNED to Board of Supervisors. Scheduled for consideration June 11, 2001.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

None.

PROPOSED RESOLUTIONS

011009 **[Booz-Allen Hamilton Contract]**

Resolution approving the incentive fee amount of $409,901 for the Booz-Allen & Hamilton contract (CS-128) for Muni Metro service improvements for payment of incentive fees under San Francisco Municipal Railway Contract no. CS-128 with Booz Allen & Hamilton and authorizing the release of $239,126 currently held in reserve. (Municipal Transportation Agency)

(Fiscal impact.)

5/29/01, RECEIVED AND ASSIGNED to Finance Committee.

011010 **[Occupation of California Street & Montgomery Street during the renovation of the Omni Hotel at 500 California Street]**

Resolution granting revocable permission to Webcor Builders for a one (1) year extension to temporarily close and occupy a portion of the sidewalk and parking lane on the north side of California Street, west side of Montgomery Street and the northwest corner of the California - Montgomery Street intersection during the renovation of the Omni Hotel at 500 California Street (Block 240, Lot 003). (Public Works Department)

5/24/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Request Granted

Requests Granted
From: Supervisor Ammiano
To: Controller
Requesting/Inquiring: Requesting analysis of the estimated costs to provide health insurance, long-term disability insurance and retirement benefits to taxi drivers and permit holders and to calculate the estimated increase in flag drops required to provide such benefits.

From: Supervisor Ammiano
To: Treasurer
Requesting/Inquiring: Requesting that your office consult with members of the Board of Supervisors before pursuing any actions as to the "Business Tax Settlement Fund". (See attached) File 010676

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft legislation which would make any rules and regulations, or policies, adopted by the San Francisco Rent Board subject to approval by the Board of Supervisors.

From: Supervisor Gonzalez
To: Director, Housing Authority
Requesting/Inquiring: To submit their self-evaluations used in the U.S. Department of Housing and Urban Development's determination of the agency's score during the years 1998 to 2000 with documentation to support these evaluations.

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring voters to provide documentary proof of both identity and residence address before casting a ballot at a polling place. Provisions of the ordinance should mirror the terms of SB 3, as introduced by Senator Ackerman, on December 4, 2000.

From: Supervisors Leno, Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation which would waive fees and expedite filing procedures for residential and commercial building permits that apply to projects which include solar and renewable energy technology.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation to establish minimum requirements for air emissions from backup diesel generators.
Due: July 9, 2001

In Memoriams

Maurice Dopp (Full Board)
Dennis Rooney (Supervisor Yee)

ADJOURNMENT

There being no further business, the Board at the hour of 5:15 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 16, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 14 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, June 11, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom. Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno. Peskin. Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick. Daly. Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee. Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell. Yee. Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez. Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair. of the Committee.

Volume 96 Number 24

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors McGoldrick - 1.

Quorum present.

Supervisor McGoldrick was noted present at 2:02 p.m.

APPROVAL OF MEETING MINUTES

Motion to approve the May 29 and June 4, 2001, Meeting Minutes.

Supervisor Leno, seconded by Supervisor Yee, moved to approve the May 29 and June 4 Meeting Minutes. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Introduction of Guest

Supervisor Yee made a presentation to the Bay Area Sports Hall of Fame - Chinatown YMCA.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

Supervisor Gonzalez stated that he would like to continue Items 13-16, 501-503 Laguna Street .

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 2

Recommendation of the Finance Committee

010549 **[Appropriation, funding for uniform firefighters and investigators overtime]**
Ordinance appropriating $2,160,476 from the Airport and various departmental revenues to fund the cost of uniform firefighters and investigators salaries and overtime in the Fire Department for fiscal year 2000-01. (Controller)

(Fiscal impact.)

Ordinance No. 129-01
FINALLY PASSED

Recommendation of the Housing, Transportation and Land Use Committee

010838 **[Inner Sunset Neighborhood Commercial District Zoning Amendment]**
Ordinance amending changes in property use classification by amending the zoning map of the City and County of San Francisco for thirty-five small-scale Neighborhood Commercial District parcels and one Neighborhood Commercial District parcel in the area of Irving Street between 5th and 19th Avenues. (Planning Department)

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated June 29, 2000; Planning Commission Resolution No. 1613 adopted April 5, 2001 recommending adoption of the Zoning Map Amendments as presented in the above ordinance; Case No. 2000.407Z.)

Ordinance No. 130-01
FINALLY PASSED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Finance Committee

010843 [Appropriation, Gang Outreach and Youth Violence Prevention Program]

Ordinance appropriating $200,000 of the General Fund Reserve to fund Gang Outreach and Youth Violence Prevention Program in areas of the City with concentrated amounts of serious and violent youth crimes through the Mayor's Office of Criminal Justice for fiscal year 2000-01.

(Fiscal impact.)

Ordinance No. 131-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010872 [Water Rates]

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its retail customers inside and outside the City and County of San Francisco. (Public Utilities Commission)

Ordinance No. 132-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Hall

010873 [Water Rates]

Ordinance approving revised schedule of rates to be charged by the San Francisco Public Utilities Commission for water service to its suburban resale customers. (Public Utilities Commission)

Ordinance No. 133-01

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

Recommendation of the Housing, Transportation and Land Use Committee

010891 [Tenant Home Ownership; Condominium Type Ownership Structures]
Supervisors McGoldrick, Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1359, 1388, 1396, and 1396.1 and by adding Section 1316, to provide tenant home ownership and to regulate the formation of certain condominium-type ownership structures where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants, to create an exemption from the lottery for two unit buildings where at least one unit has been owner occupied for one year prior to application for conversion, to create a pool of 200 conversions with restrictions on resale price in the condominium lottery specifically for purchasing tenants of median income or less, to increase the conversion limit to 200 units and 200 units with restrictions on resale price and to make these limits permanent, and to add and amend other definitions to implement these measures.

Supervisor McGoldrick moved to amend on Page 11, line 1, delete "two or "; after "three" insert "or four". Page 12, line 3 after "by" insert "or by required number of purchasing tenants, each,". On Page 15, line 3 delete "two,".

Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor Leno moved to amend on Page 9, line 18, replace "270 days" with "two year"; line 19, replace "270" with "180".

Supervisor Leno, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Hall

Supervisor Leno moved to amend on Page 11, line 1, insert after "three" the words "or four".

Supervisor Leno, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 3 - Daly, Gonzalez, Hall

Supervisor Peskin moved to amend on Page 9, line 9, delete "January 1" and insert "July 15".

Supervisor Peskin, seconded by Supervisor McGoldrick, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Hall

Deputy City Attorney requested a technical amendment on Page 10, line 5, replace "(d)" with "(e)".

Supervisor McGoldrick, seconded by Supervisor Daly, moved that this Ordinance be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Hall, Newsom, Yee

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

010884 [Appropriation, Educational Program for Waterfront Kids]
Supervisor Sandoval

Ordinance appropriating $150,000 to fund a Marina Waterfront Educational Program for San Francisco youth administered by the Recreation and Park Department, for fiscal year 2000-01.

Supervisor Newsom dissenting in committee.

PASSED ON FIRST READING by the following vote:
Ayes: 6 - Ammiano, Daly, Gonzalez, Maxwell, McGoldrick, Sandoval
Noes: 5 - Hall, Leno, Newsom, Peskin, Yee

010653 [Liquor License Transfer, 650 Gough Street]

Resolution determining that the transfer of a Type 48 on-sale general public premises alcoholic beverage control license to Greg Medow for 687 McAllister, LLC dba "The Lotus Lounge" from #1 Gilbert Street to 650 Gough Street, District 6, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 482-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

010837 [Liquor License, 220 4th Street]

Resolution determining that the issuance of a Type 21 off-sale general alcoholic beverage control license to Zain H. Azzghayer dba "Zains" located at 220 4th Street, District 6, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Resolution No. 483-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

010999 [Contract Modification with IHSS Consortium of San Francisco for In-Home Supportive Services]
Supervisor Newsom

Resolution approving the modification of the contract between the City and County of San Francisco and IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 1999 to June 30, 2001, in the increased amount of $2,074,688, for a total contract amount of $18,207,501. (Human Services Department)

Resolution No. 484-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011000 [Contract Modification with Addus Heathcare for In-Home Supportive Services]
Supervisor Newsom

Resolution approving the modification of the contract between the City and County of San Francisco and Addus Healthcare for the provision of In-Home Supportive Services for the period from July 1, 1999 to June 30, 2001, in the increased amount of $2,308,327, for a total contract amount of $17,197,171. (Human Services Department)

Resolution No. 485-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011005 [Grant, Centralized Domestic Violence Crisis Line]
Supervisors Leno, Newsom, Maxwell

Resolution authorizing the Department on the Status of Women to accept retroactively and expend a grant in the amount of $145,475 from the California Endowment for establishing San Francisco's first Centralized Twenty-four Hour Multi-language Domestic Violence Crisis Line. (Commission on Status of Women)

Resolution No. 486-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Yee
Absent: 2 - Newsom, Sandoval

SPECIAL ORDER 3:00 P.M.

010977 **[Public Hearing - 501-503 Laguna Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16145 dated April 19, 2001, approving Conditional Use Application No. 2001.072C, subject to certain conditions, to mount a total of three panel antennas within a single cylinder on the roof and install a base transceiver station in the basement, as part of Sprint's wireless telecommunications network at the two-story residential over commercial mixed use building within the Hayes-Gough Neighborhood Zoning District (NCD) and a 50-X Height and Bulk District, pursuant to Section 720.83 of the Planning Code, on property located at: 501-503 Laguna Street, northwest corner at Fell Street; Lot 35, in Assessor's Block 0819.

(Appeal filed on May 21, 2001; Categorically exempt from environmental review process pursuant to Class 1 exemptions of Title 14 of the California Administrative Code; companion measure to Files 010978, 010979, 010980; District 5.)

Supervisor Gonzalez requested this matter be continued to June 25, 2001.

Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From the Clerk

010978 **[Appeal, Conditional Use, 501-503 Laguna Street]**

Motion approving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Gonzalez requested this matter be continued to June 25, 2001.

Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010979 **[Appeal, Conditional Use, 501-503 Laguna Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Gonzalez requested this matter be continued to June 25, 2001.

Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010980 **[Findings - 501-503 Laguna Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Gonzalez requested this matter be continued to June 25, 2001.

Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PUBLIC COMMENT

Abdalla Megahed, regarding homeless population;
Ernestine Weiss, regarding Department of Parking and Traffic, Davis Street;
Veron Jenkins, Jr., regarding homeless population;
Howard Strasser, Sierra Club, renewable resource legislation;
Male speaker, charter amendment;
Nick Pasquariello, 3260 19th Street appeal;
John Barbey, 3260 19th Street appeal;
Hal Peters, global warming;
Joe Malalaid, renewable energy resources;
Den Grace, renewable energy resources;
Mark Ruberg, renewable energy resources;
Susan Stevenson, renewable energy resources;
John Bardis, charter amendment regarding budget;
Allen Trobidin, budget process;
Marty, youth commission.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011081 [Legislative Analyst Request]
Supervisor Hall

Motion asking the Legislative Analyst to perform a jurisdictional comparison between San Francisco and 5 Bay Area cities and counties comparing how we fund our municipal golf courses to how these 5 other jurisdictions fund their well respected municipal golf courses; how our golf courses are funded in comparison to Alameda Municipal Golf Course, Poplar Creek in San Mateo, Shoreline Golf Course, Palo Alto Municipal Golf Course, and De La Vega Golf Course in Santa Cruz.

APPROVED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 20 through 34

011067 [San Jose Avenue Bike Lane]
Supervisors Leno, Peskin

Resolution urging the Department of Parking and Traffic to create a San Jose Avenue bicycle lane and to implement traffic calming measures between Randall and Tiffany Streets.

Resolution No. 487-01
ADOPTED

011068 [Art Commission/Recreation and Park Grant - $189,000]
Supervisors Maxwell, Peskin, Leno

Resolution authorizing the Art Commission and the Recreation and Park Department jointly to apply, accept and expend a grant in the total amount of $189,000 from the State 2000 Bond Act for the Recreation and Park Department's Youth Stewardship Program ($94,500) and the Bayview Opera House ($94,500).

Resolution No. 488-01
ADOPTED

011069 [Senate Bill 791]
Supervisor Newsom

Resolution urging the State Legislature to adopt Senate Bill 791 introduced by Senator Bruce McPherson, relating to an act to amend Section 11357 of the Health and Safety Code, relating to controlled substances.

Resolution No. 489-01
ADOPTED

011073 [Commendation]
Supervisors Leno, Maxwell, Ammiano, Yee, Peskin

Resolution commending Sue Bierman for outstanding service to the community.

Resolution No. 492-01
ADOPTED

011074 [Commendation]
Supervisors Leno, Maxwell, Gonzalez, Ammiano, Peskin

Resolution commending the San Francisco annual Queer Arts Festival.

Resolution No. 493-01
ADOPTED

011075 [Commendation]
Supervisors Maxwell, Leno

Resolution commending the Public Utilities Commission for their successful "Toilets for only $10" program and their commitment to San Francisco's environment as well as the City's nonprofit community.

Resolution No. 494-01
ADOPTED

011076 **[Commendation]**
Supervisors Sandoval, Ammiano

Resolution commending Cleo Cummings for over 32 years of service as Principal of Sheridan Elementary School.

Resolution No. 495-01
ADOPTED

011077 **[Commendation]**
Supervisors Sandoval, Peskin, Maxwell

Resolution commending Lieutenant Patty Yuen for being named Firefighter of the Year.

Resolution No. 496-01
ADOPTED

011078 **[Commendation]**
Supervisors Sandoval, Hall, Peskin

Resolution commending Nathan Calixto for competing at the Scripps Howard National Spelling Bee.

Resolution No. 497-01
ADOPTED

011079 **[Proclamation]**
Supervisors Sandoval, Leno, Maxwell

Resolution proclaiming July 23rd through July 27th, 2001 Disability Awareness Week for Latinos.

Resolution No. 498-01
ADOPTED

011080 **[Commendation]**
Supervisors Yee, Hall, Maxwell

Resolution commending the Ford Motor Company for sponsoring Ford Free Tuesdays at the California Palace of the Legion of Honor through 2001.

Resolution No. 499-01
ADOPTED

011034 **[Final Map for a 7 Unit Residential Condominium Project]**
Motion approving Final Map of 419 Fulton Street, a Residential Condominium Project, being a subdivision of Lot 39, Assessor's Block No. 793, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPT Order No. 172,972; District 6.)

Motion No. M01-71
APPROVED

011055 **[Final Map for a 6 Unit Mixed Use Condominium Project]**

Motion approving Final Map of 798 South Van Ness and 3310 19th Street, a Mixed Use Condominium Project, being a subdivision of Lot 10, Assessor's Block No. 3590, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 172,989; 798 South Van Ness-District 6; 3310 19th Street-District 9.)

Motion No. M01-72
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE

011070 **[Renewable Energy Resources]**
Supervisor Peskin

Resolution urging nationwide mobilization of renewable energy resources, beyond the requirements of the Kyoto Protocol, to stabilize atmospheric conditions and to mitigate the ecological and economic damage and injury to human life caused by global warming.

Supervisor Peskin requested this item be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor Peskin submitted an amendment of the whole.
Supervisor Peskin, seconded by Supervisor Daly, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Resolution No. 490-01
ADOPTED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011072 **[Commendation]**
Supervisors Hall, Ammiano, Newsom, Gonzalez

Resolution commending Jeanne Villafuerte for her dedicated service to the youth of San Francisco as Principal at West Portal Elementary School.

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Resolution No. 491-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

011134 [Commendation]
Supervisor Leno

Resolution commending Bevan Dufty for his years of service to the City and County of San Francisco.

Supervisor Leno presented for immediate adoption.

Supervisor Gonzalez requested this matter be sent to committee.
REFERRED to the Audit, Labor and Government Efficiency Committee.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011102 [Amending the Jobs Housing Linkage Program Ordinance]
Supervisor Gonzalez

Ordinance amending the San Francisco Planning Code by amending Section 313.5 to change the formula used in the Jobs Housing Linkage Program to determine the number of affordable housing units a housing developer is required to build if an office developer elects to comply with the Jobs Housing Linkage Program Ordinance by payment of money or land to a housing developer.

(Fiscal impact.)
6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001. 6/14/01 - Transmitted to Planning Commission for public hearing and recommendation.

011114 [Zoning Map amendment, 525 Golden Gate]
Supervisor Ammiano

Ordinance amending Zoning Map Sheet 2H of the City and County of San Francisco for property located at 525 Golden Gate Avenue, Lot 1 in Assessor's Block 766, to change the height district classification from 130E to 200L; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1.

6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001. 6/15/01 - Transmitted to Planning Commission for public hearing and recommendation.

011115 [General Plan Amendment, 525 Golden Gate]
Supervisor Ammiano

Ordinance amending the San Francisco General Plan in connection with approval of a City Administrative Building; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the General Plan amendment is consistent with the eight Priority Policies of Planning Code Section 101.1.

6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001. 6/15/01 - Transmitted to Planning Commission for public hearing and recommendation.

010901 [Housing Developments Special Election, Affordable Housing Bonds]
Supervisor Daly

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, November 6, 2001, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to incur the following bonded debt of the City and County: Two Hundred Million Dollars ($200,000,000) to finance and/or lease low-income housing and to provide down-payment assistance to low and moderate first-time homebuyers; finding that the estimated costs of such proposed projects are and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy: reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; consolidating the special election with the general election; establishing the election precincts, voting places and officers for the election; and waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510.

(Fiscal impact.)

5/14/01, RECEIVED AND ASSIGNED to Finance Committee.

6/11/01, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing same title.

6/11/01, ASSIGNED to Finance Committee.

011101 [Landmark Designation, 261-271 Columbus Avenue]
Supervisors Peskin, Leno, Newsom

Ordinance amending Appendix A of Planning Code Article 10 to designate 261-271 Columbus Avenue, City Lights Bookstore, as Landmark No. 228.

6/11/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Resolutions

011100 **[Zoning - Extension of Planning Commission Review Period]**
Supervisor Leno

Resolution extending the prescribed time within which the planning commission may render its decision on a proposed ordinance to amend the planning code to require that all new commercial buildings and commercial buildings with major renovations contain parking spaces for bicycles proportionate to and in accordance with such building's square footage and primary use.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011103 **[Revenue Bond Election]**
Supervisors Leno, Maxwell, McGoldrick, Peskin, Daly, Newsom, Gonzalez

Resolution calling and providing for a Special Election to be held in the City and County of San Francisco for the purpose of submitting to the qualified voters of said City and County on November 6, 2001 a proposition for the issuance of revenue bonds by the Public Utilities Commission of the City and County of San Francisco in a principal amount not to exceed $100,000,000 to finance the acquisition, construction, rehabilitation, installation and/or improvement of solar energy facilities and equipment, energy conservation facilities and equipment and/or renewable energy facilities and equipment; consolidating said Special Election with the General Municipal Election to be held on November 6, 2001; and finding the proposed project is in conformity with the priority of Planning Code Section 101.1(b) and the City's General Plan.

(Fiscal impact.)
6/11/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/11/2001.

011104 **[Refuse Collection and Disposal Advisory Task Force]**
Supervisors Leno, Maxwell, McGoldrick

Resolution establishing a Refuse Collection and Disposal Advisory Task Force to submit, no later than September 1, 2002, a report and recommendtions to the Board of Supervisors regarding the regulation of collection and disposal of refuse and recyclable materials in the City and County of San Francisco; December 31, 2002 sunset clause.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011106 **[AB 55 - HIV/AIDS Drug Treatment]**
Supervisor Maxwell

Resolution urging the California State Assembly to adopt Assembly Bill 55 introduced by Assemblywoman Carol Migden, relating to an act to urge the Public Employees' Retirement System, as shareholders of pharmaceutical companies that develop HIV and AIDS drug treatments, to enact policy to provide affordable HIV and AIDS drug treatments to the majority of those infected with HIV and AIDS in less developed countries.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011107 [Caltrain Downtown Extension]
Supervisors Ammiano, Leno

Resolution urging the Metropolitan Transportation Commission (MTC) to give the highest priority to the Caltrain Downtown Extension in the Regional Transportation Plan, urging the San Francisco MTC and State representatives to actively pursue funding for the project, urging the use of bridge toll revenue to fund the project, urging that seismic work on the Bay Bridge proceed simultaneously with Transbay Terminal and Caltrain Extension work, and urging the defeat of AB 1171 and SB 873.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011108 [Commendation]
Supervisor Leno

Resolution commending the California Court of Appeal First Appellate District for rejecting a challenge by housing developers to a Napa, California inclusionary housing law that requires low-cost units in every new housing development.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011109 [Commendation]
Supervisors Maxwell, Leno, Newsom

Resolution commending the San Francisco Airport Commander Sylvia Harper for her commitment and service to her community and San Francisco at large.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011110 [Commendation]
Supervisors Maxwell, Leno, Newsom

Resolution commending Captain Ron Roth of the San Francisco Police Department (SFPD) for his outstanding service and dedication to safety and violence prevention in his community.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011111 [Commendation]
Supervisors Newsom, Hall

Resolution commending the Little Sisters of the Poor, the residents, staff and benefactors of St. Anne's Home on their Centennial Celebration.
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011116 [CEQA Findings, 525 Golden Gate]
Supervisor Ammiano

Resolution affirming certification of the Final Environmental Impact Report and adopting environmental findings pursuant to the California Environmental Quality Act and State Guidelines in connection with adoption of General Plan Amendment, Zoning Map Amendment and other actions to approve development and construction of City Administrative Building located at 525 Golden Gate Avenue.

6/11/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/11/2001.

011117 [PG&E, Pacific Bell]
Supervisors Peskin, Leno, Ammiano, Maxwell, Newsom

Resolution urging PG&E, Pacific Bell and manufacturers of non-wood utility poles to conduct a feasibility study of alternatives to chemically treated wood utility poles and urging all utility pole owners to take steps to protect public health and the environment from wood preservatives in utility poles.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011118 [Landmark, U.S. Mint]
Supervisors Peskin, Daly, Maxwell, Newsom

Resolution initiating the Designation of a Landmark of the Old U.S. Mint bounded by Fifth, Jessie, Mint and Mission Streets, Block 3704, Lot 11, pursuant to Section 1004.1 of the San Francisco Planning Code.

6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011134 [Commendation]
Supervisor Leno

Resolution commending Bevan Dufty for his years of service to the City and County of San Francisco.

6/11/01, REFERRED to Audit, Labor and Government Efficiency Committee. Supervisor Leno presented for immediate adoption.

Supervisor Gonzalez requested this matter be sent to committee.

Requests for Hearing

011112 [Permit Expediters and the City's Permitting Process]
Supervisor Daly

Hearing to study the City's permitting process and the corrosive impact of permit expediters, with specific focus on the Controller's audit of DBI and news reports of raves at 3Com Park, owned by Recreation and Park Department.

6/11/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011113 **[Review of S.F. Development Impact Fees]**
Supervisor Leno

Hearing on the Controller's Review of San Francisco's Development Impact Fees.
6/11/01, RECEIVED AND ASSIGNED to Finance Committee.

011098 **[Fiscal Year 2001-2002 Budget]**
Supervisors Leno, Peskin, Gonzalez

Hearing to consider City Departments' responses to critical health and housing policy issues raised by the public during the eleven District Town Hall Budget Meetings held in May of 2001.
6/11/01, RECEIVED AND ASSIGNED to Finance Committee.

Motions

011105 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Clerk of the Board)
6/11/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011093 **[Pension Buy-Backs - Rollovers]**
Ordinance authorizing the Retirement System to accept rollovers from other tax qualified plans for buy-backs. (Retirement System)

6/6/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee.

6/7/01, SUBSTITUTED. City Attorney submitted a substitute ordinance bearing new title.

6/7/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee, expires on 7/11/2001.

PROPOSED RESOLUTIONS

011059 **[Redevelopment Agency Interim Budget, Fiscal Year 2001-2002]**
Resolution approving an Interim Budget for the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-2002. (Redevelopment Agency)

(Fiscal impact.)
5/31/01, RECEIVED AND ASSIGNED to Finance Committee. June 4, 2001: Redevelopment Agency submitted a replacement resolution to correct format errors.

011060 **[Redevelopment Agency Budget and Bonds, Fiscal Year 2001-2002]**
Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-2002; and approving the issuance by the Agency of Bonds in an aggregate principal amount not to exceed $60,000,000 for the purpose of financing Redevelopment activities in fiscal year 2001-2002. (Redevelopment Agency)

(Fiscal impact.)
5/31/01, RECEIVED AND ASSIGNED to Finance Committee. June 4, 2001: Redevelopment Agency submitted a replacement resolution to correct format errors.

011061 **[Federal grant for District Attorney's Community Prosecution Program - Operation Second Chance]**
Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to accept and expend funds in the amount of $179,250 made available through the United States Department of Justice, Bureau of Justice Assistance, for the implementation of a community prosecution project entitled "Operation Second Chance", and waiving indirect costs due to funding constraints. (District Attorney)
6/1/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011082 **[Grant funds to Arts Commission for Endangered Garden Sunnydale Pump Station]**
Resolution authorizing the Director of the Arts Commission to accept and expend up to $15,000 in federal funds granted through the San Francisco Urban Resources Partnership which is administrated through the Natural Resources Conservation Service, the forest service of the United States Department of Agriculture and the Environment Protection Agency, for the restoration of the Endangered Garden Public Art Project at the Sunnydale Pump Station. (Arts Commission)
6/5/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011083 **[Joint Powers Agreement with Victim Witness Assistance Program]**
Resolution authorizing the San Francisco District Attorney to contract for, accept and expend funds allocated from the California State Board of Control Victims of Crime Program, for a project entitled "Joint Powers Agreement with Victim and Witness Assistance Program", and waiving indirect costs due to funding constraints. (District Attorney)
6/5/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011084 **[Emergency Repair, Hetch Hetchy San Joaquin Pipeline No. 1]**
Resolution authorizing expenditure of funds for emergency repair of corrosion in San Joaquin Pipeline No. 1 of the Hetch Hetchy Aqueduct. (Public Utilities Commission)
6/6/01, RECEIVED AND ASSIGNED to Finance Committee.

011085 **[Federal grant for the San Francisco Collaboration to Address Domestic Violence and Child Maltreatment]**
Supervisor Leno

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $349,380 from the U.S. Department of Health and Human Services, Administration on Children, Youth and Families for the implementation of the San Francisco Collaboration to Address Domestic Violence and Child Maltreatment. (Human Services Department)
6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011086 **[Private grant for the Kinship Support Network]**

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $20,000 from the Ford Foundation, Innovations in American Government 2000 Award Program for the implementation of the San Francisco Kinship Support Network. (Human Services Department)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011087 **[Private grant for the S.F. Children's Faith Initiative]**

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $300,000 from the Stuart Foundation for the implementation of the San Francisco Children's Faith Initiative. (Human Services Department)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011088 **[State grant for the Community Resource Computer Learning Center]**
Supervisors Leno, Newsom, Sandoval

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $700,000 from the State of California, Governor's Office of Emergency Services for the implementation of the Community Resource Computer Learning Center. (Human Services Department)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011089 **[Private Grant for the S.F. Family-to-Family Initiative]**
Supervisor Leno

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $500,000 from the Anne E. Casey Foundation for the implementation of the San Francisco Family-to-Family Initiative. (Human Services Department)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011090 **[Private grants for the Cafe' Training Project]**

Resolution authorizing the Department of Human Services to accept and expend two grants in the amounts of $125,000 and $25,000 from the Walter & Elsie Haas Fund and from the Kimball Foundation respectively for capital improvements for the Cafe' Training Project. (Human Services Department)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011091 **[Private grant funds for the S.F. Club Siblings Camp]**

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $20,000 from the Zellerbach Family Fund for the implementation of the San Francisco Club Siblings Camp. (Human Services Department)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011092 **[In-Home Supportive Services Contract]**

Resolution approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2001 to June 30, 2004, in the amount of $29,214,373. (Human Services Department)

(Fiscal impact.)

6/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011096 **[Private grant funds to DPH for substance abuse services.]**
Supervisors Leno, Maxwell

Resolution authorizing the San Francisco Department of Public Health, Community Substance Abuse Services, to accept and expend a grant in the amount of $60,000 from Join Together for the period of April 9, 2001 to April 8, 2002, and to enter into an agreement for the use of these funds. (Public Health Department)
6/4/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011097 **[Grant funds to DPH for Traffic and Pedestrian Safety Program]**
Supervisor Leno

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of $798,353 from the California Business, Transportation & Housing Agency Office of Traffic Safety for the period of April 1, 2001 to March 31, 2003 and to enter into an agreement for the use of these funds. (Public Health Department)
6/4/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Requests Granted

From: Supervisor Sandoval
To: Mayor
To: Controller
To: Chief, Fire Department
To: Chief, Police Department
Requesting/Inquiring: That the Mayor, Controller, and Chiefs of the Fire and Police Departments investigate and report on the feasibility of imposing a market rate fee on Treasure Island Development Authority for municipal services.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft an amendment to state legislation that would ensure public safety facilities of the City and County are exempted from paying market rate rents to the Treasure Island Development Authority.

From: Supervisor Daly
To: All Task Force
Requesting/Inquiring: That all Task Force created by the Board of Supervisors and still in operation, report on meeting times and locations, membership roster and annual report and budget where appropriate.

From: Supervisor Hall
To: Director, Department of Public Health
Requesting/Inquiring: Requesting information on the Health Care Accountability Ordinance, specifically the following items:
1. The Health Department surveyed local businesses, and found that, in average, 85% of an employee's health insurance is paid by the employer and 15% paid by the employee. Reportedly, under the ordinance, the Health Commission will not require any contribution by the employees. If that is the case, why did the Health Department use funds for such a survey if it planned to ignore the results?
2. Does the Health Care Ordinance require the coverage of employees who are already covered by their spouse's policy or by Medicare?
3. Will the Health Commission take into account the concerns of the business community?
4. Finally, please define the term "irresponsible employer." Reportedly, at last Tuesday's Health Commission meeting, Health Department staff said that an employer who does not provide the standard plan proposed by the Department, and instead elects to pay the $1.50 is an "irresponsible employee." Is that a correct statement? If yes, please explain why an employer who cannot afford to provide the standard plan, and instead elects to pay the $1.50 is "irresponsible?"

From: Supervisor Hall
To: Director, Department of Public Works
Requesting/Inquiring: Inquiring if the Department intends to place future efforts on delinquent and irresponsible property owners, or will it continue to go after and harass responsible property owners?

From: Supervisors Leno, McGoldrick, Maxwell
To: City Attorney
Requesting/Inquiring: To draft a ballot initiative which if approved by the voters would make the Board of Supervisors the appeal body for rate adjustments under the 1932 Refuse Collection and Disposal Ordinance.

From: Supervisor Newsom
To: Tax Collector
To: Chief, Police Department
To: City Attorney
Requesting/Inquiring: That the Tax Collector's Office, working with the Police Department's Taxi Detail and

the City Attorney's Office to inform working taxi drivers about the steps required to obtain a taxi medallion by making this information available to drivers during their annual A-card renewal every year.

From: Supervisor Newsom
To: Chief, Police Department
Requesting/Inquiring: To identify what their current efforts are toward tracking the number of domestic violence calls made on a monthly basis.

From: Supervisor Peskin
To: City Attorney
Requesting/Inquiring: To amend Chapter 57 of the Administrative Code to mandate that two commissioners on the Film Commission be representatives from neighborhood groups that have experience filming in their area

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Nicosi Johnson (Supervisors Leno, Maxwell)
Jack Scannell (Supervisor Hall)
Mary Agnos (Entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 5:04 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 14 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, June 18, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 25

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Gonzalez, Maxwell, McGoldrick, Yee - 4.

Quorum present.

Supervisor Gonzalez was noted present at 2:05 p.m.

Supervisor Maxwell was noted present at 2:05 p.m

Supervisor McGoldrick was noted present at 2:07 p.m.

Supervisor Yee was noted present at 2:08 p.m.

APPROVAL OF MEETING MINUTES

Motion to approve the May 21, 2001, Meeting Minutes.

Supervisor Leno, seconded by Supervisor Sandoval, moved to approve the May 21 Meeting Minutes. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval
Absent: 2 - McGoldrick, Yee

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 9

Recommendations of Audit, Labor and Government Efficiency Committee

010813 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Tayac against the City and County of San Francisco for $142,500, with Tayac agreeing to be barred from future City employment, and the Court to decide the amount of Attorney's fees and costs with a floor of $60,000 and a ceiling of $125,000; the lawsuit was filed on September 26, 1995, in United States District Court, Case No. C95-3424 CAL; entitled Tayac v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING

010817 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Nancy Tibbon against the City and County of San Francisco for $102,000; the lawsuit was filed on December 13, 1999 in San Francisco, Superior Court Case No. 308-489; entitled Nancy Tibbon v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING

010975 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Michael and Debra Miron against the City and County of San Francisco for $367,000; the lawsuit was filed on June 5, 2001 in San Mateo Superior Court, Case No. 413178; entitled Michael and Debra Miron, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED ON FIRST READING

010976 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit entitled United States ex rel. Dante S. Galura, et al. v. San Luis Gonzaga Construction, Inc. et al., U.S. District Court, Northern District of California, Case No. C-96-2350 filed by former workers of San Luis Gonzaga Construction, Inc. the United States and City and County of San Francisco ("City") as intervenors, for enforcement of prevailing wage requirements and breach of contract; material terms of the settlement provide that the City will retain for itself $339,048.61 in Municipal Transportation Authority and Department of Public Works contract funds that would otherwise be payable to San Luis Gonzaga Construction, Inc. ("SLGC"); former SLGC workers will receive a total of $300,000 from SLGC as back wages and statutory attorneys fees; SLGC and its owners will cooperate with the City's ongoing investigation of contracts awarded by the Airport Commission. (City Attorney)

PASSED ON FIRST READING

Recommendation of the Public Health and Environment Committee

010917 **[Grant funds from the California Endowment]**

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention and Community Health Network, to accept retroactively and expend a grant in the amount of $399,386 from the California Endowment for the period of February 15, 2001 to February 14, 2004, and to enter into an agreement for the use of these funds. (Public Health Department)

Resolution No. 503-01
ADOPTED

Recommendations of the Rules Committee

010516 **[Appointment]**

Resolution appointing Richard Ow and Houston Zheng, terms ending June 6, 2002, and Medea Benjamin, term ending June 6, 2003, to the Immigrant Rights Commission.

Richard Ow, succeeding Thou Ny, Seat 3, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2002;
Medea Benjamin, succeeding Richard Ow, Seat 4, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2003;
Houston Zheng, succeeding Philip Nguyen, Seat 9, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2002.

Resolution No. 500-01
ADOPTED

010775 **[Appointment]**

Resolution appointing Renata Yang and Douglas Hagan, terms ending December 31, 2001, to the Bicycle Advisory Committee.

Renata Yang, succeeding Suzanne Richter, resigned, Seat 7, must be a bicyclist-at-large, for the unexpired portion of a three-year term ending December 31, 2001;
Douglas Hagan, succeeding Lawrence Li, resigned, Seat 9, must be a bicyclist-at-large, for the unexpired portion of a three-year term ending December 31, 2001.

Resolution No. 501-01
ADOPTED

010776 **[Appointment]**

Resolution appointing Joshua Koltun, term ending April 27, 2002, to the Sunshine Ordinance Task Force.

Joshua Koltun, succeeding Judith Appel, resigned, Seat 1, must be appointed from names submitted by the local chapter of the Society of Professional Journalists and be an Attorney, for the unexpired portion of a two-year term ending April 27, 2002.

Resolution No. 502-01
ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SEVERED FROM THE CONSENT AGENDA

010965 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit by Maximilian Castro against the City and County of San Francisco for $925,000; the lawsuit was filed on December 15, 2000 in San Francisco Superior Court, Case No. 317-475; entitled Maximilian Castro, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are the possible one-time payment of reasonable cost of a future surgery as determined and ordered by the Hon. Sickles James, Judge. (City Attorney)

Supervisor Newsom moved to continue to June 25, 2001.

Supervisor Newsom, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

010876 [Appeal, Conditional Use, 3620 19th Street]

Motion approving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Peskin moved to continue to June 25, 2001 and reopen public hearing.

Supervisor Peskin, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Gonzalez

010877 [Appeal, Conditional Use, 3620 19th Street]

Motion disapproving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Peskin moved to continue to June 25, 2001 and reopen public hearing.

Supervisor Peskin, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Gonzalez

010874 **[Environmental Review]**

Motion certifying review of Final Negative Declaration relating to proposed Conditional Use of Property at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Peskin moved to continue to June 25, 2001 and reopen public hearing.

Supervisor Peskin, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Gonzalez

010878 **[Findings - 3620 19th Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 99.201C, on property located at 3620 19th Street, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Peskin moved to continue to June 25, 2001 and reopen public hearing.

Supervisor Peskin, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Gonzalez

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

010884 **[Appropriation, Educational Program for Waterfront Kids]**
Supervisor Sandoval

Ordinance appropriating $150,000 to fund a Marina Waterfront Educational Program for San Francisco youth administered by the Recreation and Park Department, for fiscal year 2000-01.

Supervisor Newsom dissenting in committee.

Supervisor Leno moved to continue to July 2, 2001.

Supervisor Leno, seconded by Supervisor Newsom, moved that this Ordinance be CONTINUED ON FINAL PASSAGE. The motion carried by the following vote:

Ayes: 6 - Hall, Leno, Maxwell, Newsom, Peskin, Yee
Noes: 5 - Ammiano, Daly, Gonzalez, McGoldrick, Sandoval

Recommendation of the Housing, Transportation and Land Use Committee

010891 [Tenant Home Ownership; Condominium Type Ownership Structures]
Supervisors McGoldrick, Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1359, 1388, 1396, and 1396.1 and by adding Section 1316, to provide tenant home ownership and to regulate the formation of certain condominium-type ownership structures where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants, to create an exemption from the lottery for two unit buildings where at least one unit has been owner occupied for one year prior to application for conversion, to create a pool of 200 conversions with restrictions on resale price in the condominium lottery specifically for purchasing tenants of median income or less, to increase the conversion limit to 200 units and 200 units with restrictions on resale price and to make these limits permanent, and to add and amend other definitions to implement these measures.

Note: This action requires two-thirds vote. The Board may not amend the ordinance and may only vote in favor or in opposition to the veto override.
The Board of Supervisors must act on the veto override within 30 days of the date of the veto. The Mayor vetoed the Ordinance on June 29, 2001. Therefore, the Board will loose the ability to override veto unless it votes on the veto overide on or before July 29, 2001.

Ordinance No. 161-01
FINALLY PASSED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Hall, Newsom, Yee

NEW BUSINESS

Recommendations of the Audit, Labor and Government Efficiency Committee

010564 [MOU, Automotive Machinists, Local 1414]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Peninsula Automotive Mechanics Lodge No. 1414, International Association of Machinists and Aerospace Workers, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010570 [MOU, Electrical Workers, Local 6]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6, American Federation of Labor and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010984 [MOU, SEIU Local 790 Staff Nurses and Pier Diem Nurses- Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the Service Employees International Union, Local 790, AFL-CIO for Staff and Per Diem Nurses and the City and County of San Francisco by modifying paragraph 318 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010985 [MOU, SEIU Locals 250, 535, & 790 - Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by modifying paragraph 307 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010986 [MOU, International Federation of Professional & Technical Engineers, Local 21 (Arbitration Award)]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010987 [MOU, Deputy Sheriffs Association (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Deputy Sheriffs Association of San Francisco, Inc. and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010988 **[MOU, District Attorney Investigators Association (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco District Attorney Investigators Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010989 **[MOU, Municipal Attorneys' Association (Arbitration Award)]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Municipal Attorneys' Association of San Francisco and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010990 **[MOU, Municipal Executives Association (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco Municipal Executives Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Supervisor Daly dissenting in committee.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

010991 **[MOU, Probation Officers Association (Arbitration Award)]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the San Francisco Deputy Probation Officers' Association, and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010992 **[MOU, Transport Workers Union, Local 200 (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 200 (SEAM) and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010993 **[MOU, Transport Workers Union, Local 250-A Multi-Unit (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers' Union of America, Local 250-A Multi-Unit and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010994 **[MOU, Transport Workers Union, Local 250-A Automotive Service Workers (7410) & Transit Fare Inspectors (9132)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 250-A AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010995 **[MOU, Teamsters Local 856 (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Teamsters, Local 856 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010996 **[MOU, Union of American Physicians and Dentists, Unit 8-CC (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 8-CC to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010997 **[MOU, Union of American Physicians and Dentists, Unit 11-AA, (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 11-AA to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010998 [MOU, SEIU Locals 250, 535 & 790 - Amendment No. 2]
Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by amending Article III.A. which provides for a one-time wage adjustments to Class 2450 Pharmacist and Class 2454 Clinical Pharmacist. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011008 [Teamsters Local 856 Supervising Nurses - Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.) by adding paragraph 99a. to Section III.E. Holidays and Holiday Pay. (Mayor)

PASSED, ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011007 [Settlement of Grievance - Pharmacists]
Mayor

Resolution authorizing settlement of the grievance filed by SEIU Local 790 on behalf of Pharmacists and Clinical Pharmacists, pursuant to the Memorandum of Understanding between SEIU Local 790 and the City and County of San Francisco in an aggregate amount not to exceed $191,000.00. (Mayor)

Resolution No. 505-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Finance Committee

011038 [Interim Government Funding, Fiscal Year 2001-2002]
Mayor

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011039 [Interim Public Employment, Fiscal Year 2001-2002]

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011059 [Redevelopment Agency Interim Budget, Fiscal Year 2001-2002]

Resolution approving an Interim Budget for the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-2002. (Redevelopment Agency)

(Fiscal impact.)

Resolution No. 506-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Public Health and Environment Committee

010489 [Name Change]

Supervisor Leno

Ordinance amending the San Francisco Health Code by amending Section 41.1 to change the name of the Commission of Animal Control and Welfare to Commission of Animal Welfare and amending Section 41.3 to replace obsolete references to "Chief Administrative Officer" with "City Administrator."

Supervisor Yee dissenting in committee.

Supervisor Yee moved to rerefer back to committee.

Supervisor Yee, seconded by President Ammiano, moved that this Ordinance be RE-REFERRED. The motion carried by the following vote:

Ayes: 6 - Ammiano, Daly, Hall, Newsom, Peskin, Yee
Noes: 4 - Gonzalez, Leno, Maxwell, Sandoval
Absent: 1 - McGoldrick

010945 [Medical Marijuana Research Study]
Supervisors Gonzalez, Leno

Resolution urging the San Francisco Department of Public Health to establish a research study of medical marijuana and to establish formal procedures for the cannabis buyers clubs of San Francisco to apply to become participants in the research study.

Resolution No. 504-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

Recommendation of the Rules Committee

010701 [Time limits for public speakers who request translation assistance]
Supervisor Maxwell

Motion amending the Rules of Order of the Board of Supervisors by adding Rule 1.2.1, which will provide twice the amount of speaking time for public speakers who request translation assistance at meetings of the Board of Supervisors and Board Committees.

Motion No. M01-73

APPROVED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick

COMMITTEE REPORTS

From Audit, Labor and Government Efficiency Committee

010526 [Single Room Occupancy Visitor Policy]
Supervisors Daly, Newsom

Ordinance amending Police Code by adding a new Section 919.1 to prohibit charges for visitors to guests and occupants of Residential Hotels, and to prohibit operators from restricting visitors to guests and occupants of Residential Hotels except in accordance with a Residential Hotel Visitor Policy approved by the Single Room Occupancy Safety and Stabilization Task Force; amending Administrative Code Sections 37.9(a)(1) and (2) to provide that a Residential Hotel occupant's failure to pay a charge prohibited by Police Code Section 919.1 shall not constitute non-payment of rent or violation of a condition or obligation of tenancy; and amending the Administrative Code by adding a new Chapter 41D to authorize the Single Room Occupancy Safety and Stabilization Task Force to establish criteria for, and to approve Residential Hotel Visitor Policies.

Supervisor Daly moved to amend on Page 16, line 12 replace "reuest" with "request". On Page 13, line 13 add the following "The Housing, Transportation and Land Use Committee of the Board of Supervisors, or a successor Committee, shall review and approve the Task Force's proposed criteria and procedures, and all proposed amendments thereto, and any Uniform Residential Hotel Visitors Policy, and all proposed amendments thereto, that may be proposed by the Task Force."
AMENDED.

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

001926 [Requiring residential hotel receipts to adult occupants]
Supervisors Newsom, Leno, Daly, Peskin

Ordinance amending Administrative Code Chapter 41 "Residential Hotel Unit Conversion and Demolition" by amending Sections 41.9 and 41.11 to require that hotels provide each adult occupant with a receipt showing each amount and time period paid, and also showing any associated charges, and providing for enforcement; and, updating terminology in Sections 41.9 through 41.16 and 41.19 through 41.21 to reflect prior Charter changes establishing a Director and Department of Building Inspection in place of the former Superintendent and Bureau of Building Inspection.

PASSED ON FIRST READING by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

PUBLIC COMMENT

Abdalla Megahed, helping children;
Richard Robinson, Market/Powell Street Merchants;
John Bardis, budget hearings;
Vernon Jenkins, living wage;
David Overdorf, dancehall permits;
Frederick Hobson, dancehall permits;
Robert Garcia, dancehall permits;
Female speaker, needle exchange program;
LaTanya Harris, housing and activities for youth;
Dennis Lawler, Sloat Blvd. easement agreement;
Edmund, marijuana reserach study.

CLOSED SESSION

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Defendant or Plaintiff

011146 **[Closed Session]**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding anticipated litigation (City anticipated to be a defendant or plaintiff) which may be filed regarding Hetch Hetchy power contract termination or redetermination disputes. (City Attorney)

(This closed session would be permitted by Government Code Section 54956.9(b)(3)(A) and 54956.9(c), and San Francisco Administrative Code Section 67.10(d)(2).)

Supervisor Leno, seconded by Supervisor Newsom, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Sandoval, Yee
Absent: 1 - Peskin

CONFERENCE WITH CITY ATTORNEY - Anticipated Litigation as Plaintiff

011147 **[Closed Session]**

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding anticipated litigation (City anticipated to be a plaintiff) which may be filed regarding possible air emissions violations in San Francisco. (City Attorney)

(This closed session would be permitted by Government Code Section 54956.9(c), and San Francisco Administrative Code Section 67.10(d)(2).)

Supervisor Leno, seconded by Supervisor McGoldrick, moved to convene in closed session. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 2 - Daly, Yee

Recess

The Board recessed at the hour of 5:40 p.m. to convene in closed session pursuant to the above motion.

Reconvening of the Board

The Board at the hour of 6:20 p.m. reconvened.

Calling the Roll

The following Supervisors were noted present; Supervisors Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval - 9.

Noted absent: Supervisors Daly, Yee - 2.

Report on Closed Session

Deputy City Attorney Ted Lakey reported that the Board of Supervisors has met in closed sesion with the City Attorney, under the provisions of Government Code Section 54956.9(a) for the purpose of conferring with, or receiving advice from, the City Attorney regarding the above pending litigation.

Persons in attendance:
Supervisors Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval;
Ted Lakey, Deputy City Attorney
Gloria L. Young, Clerk of the Board
Gregoire Hobson, Deputy Clerk
Tape Number: 01011

The meeting was informational only and no action was taken.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

Supervisor Leno, seconded by Supervisor McGoldrick, moved. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 48 through 60

011100 [Zoning - Extension of Planning Commission Review Period]
Supervisor Leno

Resolution extending the prescribed time within which the planning commission may render its decision on a proposed ordinance to amend the planning code to require that all new commercial buildings and commercial buildings with major renovations contain parking spaces for bicycles proportionate to and in accordance with such building's square footage and primary use.

Resolution No. 507-01
ADOPTED

011106 [AB 55 - HIV/AIDS Drug Treatment]
Supervisor Maxwell

Resolution urging the California State Assembly to adopt Assembly Bill 55 introduced by Assemblywoman Carol Migden, relating to an act to urge the Public Employees' Retirement System, as shareholders of pharmaceutical companies that develop HIV and AIDS drug treatments, to enact policy to provide affordable HIV and AIDS drug treatments to the majority of those infected with HIV and AIDS in less developed countries.

Resolution No. 508-01
ADOPTED

011109 [Commendation]
Supervisors Maxwell, Leno, Newsom

Resolution commending the San Francisco Airport Commander Sylvia Harper for her commitment and service to her community and San Francisco at large.

Resolution No. 509-01
ADOPTED

011110 [Commendation]
Supervisors Maxwell, Leno, Newsom

Resolution commending Captain Ron Roth of the San Francisco Police Department (SFPD) for his outstanding service and dedication to safety and violence prevention in his community.

Resolution No. 510-01
ADOPTED

011111 [Commendation]
Supervisors Newsom, Hall

Resolution commending the Little Sisters of the Poor, the residents, staff and benefactors of St. Anne's Home on their Centennial Celebration.

Resolution No. 511-01
ADOPTED

011117 **[PG&E, Pacific Bell]**
Supervisors Peskin, Leno, Ammiano, Maxwell, Newsom

Resolution urging PG&E, Pacific Bell and manufacturers of non-wood utility poles to conduct a feasibility study of alternatives to chemically treated wood utility poles and urging all utility pole owners to take steps to protect public health and the environment from wood preservatives in utility poles.

Resolution No. 512-01
ADOPTED

011118 **[Landmark, U.S. Mint]**
Supervisors Peskin, Daly, Maxwell, Newsom

Resolution initiating the Designation of a Landmark of the Old U.S. Mint bounded by Fifth, Jessie, Mint and Mission Streets, Block 3704, Lot 11, pursuant to Section 1004.1 of the San Francisco Planning Code.

Resolution No. 517-01
ADOPTED

011119 **[Commendation]**
Supervisors Peskin, Leno, Newsom

Resolution commending the Girl Scouts of America for its reasoned policy of non-discrimination and its leaders' courageous articulation and implementation of this non-discrimination policy.

Resolution No. 513-01
ADOPTED

011105 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program. (Clerk of the Board)

Motion No. M01-74
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE

011104 **[Refuse Collection and Disposal Advisory Task Force]**
Supervisors Leno, Maxwell, McGoldrick

Resolution establishing a Refuse Collection and Disposal Advisory Task Force to submit, no later than September 1, 2002, a report and recommendtions to the Board of Supervisors regarding the regulation of collection and disposal of refuse and recyclable materials in the City and County of San Francisco; December 31, 2002 sunset clause.

REFERRED to the Rules Committee by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011107 **[Caltrain Downtown Extension]**
Supervisors Ammiano, Leno

Resolution urging the Metropolitan Transportation Commission (MTC) to give the highest priority to the Caltrain Downtown Extension in the Regional Transportation Plan, urging the San Francisco MTC and State representatives to actively pursue funding for the project, urging the use of bridge toll revenue to fund the project, urging that seismic work on the Bay Bridge proceed simultaneously with Transbay Terminal and Caltrain Extension work, and urging the defeat of AB 1171 and SB 873.

REFERRED to the Housing, Transportation and Land Use Committee by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011108 **[Commendation]**
Supervisor Leno

Resolution commending the California Court of Appeal First Appellate District for rejecting a challenge by housing developers to a Napa, California inclusionary housing law that requires low-cost units in every new housing development.

Continued to July 9, 2001.
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011136 **[Lake Merced - State Funding]**
Supervisor Hall

Resolution urging the State Legislature to include $3.56 million in the State's FY 2001-2002 budget, as requested by Senator Speier, for the Stormwater Diversion Program at Lake Merced.

6/18/01 - Supervisor Hall moved to amend in the title Line 4, after "Speier" insert "and Assemblyman Shelley"; on line 9 after "Speier" insert "Assemblyman Kevin Shelley"; on line 14 after "Speier's" insert "and Assemblyman Shelley's"; on line 21 after "Speier" insert "and Assemblyman Shelley".
AMENDED.

Resolution urging the State Legislature to include $3.56 million in the State's FY 2001-2002 budget, as requested by Senator Speier and Assemblyman Shelley, for the Stormwater Diversion Program at Lake Merced.

Resolution No. 514-01
ADOPTED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leno, seconded by Supervisor Yee, moved [Purely Commendatory Finding] Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leno, seconded by Supervisor Yee, moved [Brown Act Finding] Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Imperative Resolution

011180 [Proclamation]
Supervisor Ammiano

Resolution proclaiming June 26, 2001 as Jill Thompson Day in the City and County of San Francisco.

Resolution No. 515-01

Supervisor Leno, seconded by Supervisor Yee, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011163 [Property-related Subsidies to Nonprofit Arts Organizations]
Supervisor Ammiano

Ordinance revising the terms and conditions for the expenditure of an earlier appropriation of 1.5 million dollars to give rent, relocation, capital improvement and real property acquisition assistance to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases, and otherwise amending the terms of the assistance program.
6/18/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/18/2001.

011164 [Community Assessment, Referral and Intake Division]
Supervisors Gonzalez, Sandoval

Ordinance amending Chapter 2A of the San Francisco Administrative Code to add Article XVI, including Section 2A.233 setting forth findings, Section 2A.234 requiring the Juvenile Probation Department to establish the Community Assessment, Referral and Intake Division ("Intake Division") of the Juvenile Probation Department and defining its operations, and Section 2A.235 directing the implementation of the Intake Division.
6/18/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/18/2001.

011165 [Citizens Advisory Committee on Elections]
Supervisors Hall, Gonzalez, Sandoval, Newsom

Ordinance reconstituting the Citizens Advisory Committee on Elections by changing procedures and requirements for appointment of its members and prohibiting certain office-holding and campaign and lobbying activities by its members.
6/18/01, RECEIVED AND ASSIGNED to Rules Committee.

011166 [Inclusionary Affordable Housing Program]
Supervisors Leno, Sandoval, Newsom, Maxwell, McGoldrick

Ordinance amending the San Francisco Planning Code to add Sections 315 to 315.8 to establish requirements for all residential developments of 10 units or more to provide inclusionary housing units.

(Certificate of Exemption/Exclusion from Environmental Review dated September 5, 2001)
6/18/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 7/18/2001. 7/13/01-Transmitted to Planning Commission for public hearing and recommendation.

011167 [MTBE Purchase Ban]
Supervisor Newsom

Ordinance amending San Francisco Administrative Code by adding Chapter 12S prohibiting the bulk purchase of gasoline and/or other motor vehicle fuel containing MTBE by City Departments.

(Fiscal impact.)
6/18/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/18/2001.

011174 **[Hotel Tax Funds]**
Mayor

Ordinance amending San Francisco Business and Tax Regulations Code Section 515.01 to revise the portion of Hotel Tax Funds allocated for rent supplements for low-income households. (Mayor)
6/18/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/18/2001.

Resolutions

011180 **[Proclamation]**
Supervisor Ammiano

Resolution proclaiming June 26, 2001 as Jill Thompson Day in the City and County of San Francisco.
6/18/01, ADOPTED.

011149 **[Contracting out Budget Analyst Services]**
Resolution concurring with the controller's certification that Budget Analyst services can be practically performed by private contractor for lower cost than similar work services performed by city and county employees. (Clerk of the Board)
6/18/01, RECEIVED AND ASSIGNED to Finance Committee.

011150 **[Proclamation]**
Supervisors Ammiano, Maxwell

Resolution declaring June 27, 2001 "HIV Testing Day" in the City and County of San Francisco and call upon all persons at risk of HIV infection to take the test in the City and County of San Francisco.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011151 **[Commendation]**
Supervisor Ammiano

Resolution commending Mr. Carl Anthony for his exemplary accomplishments and invaluable contributions to the citizens of the nine counties of the San Francisco Bay Area and further declaring June 27, 2001 as Carl Anthony Day in the City and County of San Francisco.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011152 **[Community Mediation Awareness Week]**
Supervisor Daly

Resolution recognizing the week of June 25 - July 1, 2001 as Community Mediation Awareness Week.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011153 [Juvenile Justice Monitoring Committee]
Supervisor Gonzalez

Resolution establishing a Juvenile Justice Monitoring Committee to review and make recommendations to the Board on possible legislative and budgetary actions relating to the juvenile justice system.
6/18/01, RECEIVED AND ASSIGNED to Rules Committee.

011154 [Permit for a Peaking Power Plant]
Supervisors Leno, Maxwell

Resolution instructing the City Attorney to determine the procedure and cost for the City to obtain a permit for a peaking power plant at the San Francisco International Airport and instructing the City Attorney, the staff of the Public Utilities Commission, and the staff of the San Francisco International Airport to take all reasonable steps to obtain such a permit for the City.
6/18/01, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

011155 [Computer and Electronics Producers]
Supervisors Maxwell, Leno, Newsom, Peskin

Resolution urging the California State Legislature to introduce and support legislation requiring computer and electronics producers to take responsibility for reuse and recycling of their products.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011156 [Redevelopment Agency]
Supervisors Maxwell, Peskin

Resolution urging the San Francisco Redevelopment Agency to take such action as will accomplish the equal application of City and County development policy to all areas of the City and County including new and existing Redevelopment Project Areas.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011157 [Families in SROs Workgroup]
Supervisors Newsom, Peskin, McGoldrick, Daly, Hall, Maxwell

Resolution commending the Department of Public Health for serving as the lead agency to the Families in SROs Workgroup and the release of its Report on Families With Children Living In Single Room Occupancy Hotels in San Francisco; and adopting the report findings in order to ameliorate problems for families with children living in SRO hotels.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011158 [Emergency Room Diversion Task Force]
Supervisors Newsom, Leno, Peskin, Hall, Maxwell

Resolution establishing an Emergency Room Diversion Task Force to be comprised of three working committees with the charge of making recommendations to the Mayor and the Board of Supervisors and setting forth the membership and duties of the task force.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011159 [Health and Housing Emergency]
Supervisors Newsom, Daly, Peskin, Hall, Maxwell

Resolution supporting the San Francisco Mental Health Board's declaration of a health and housing emergency in San Francisco and urging the Health Commission, the Public Health Department, and the Mayor's Office to preserve the City's state-of-the-art services and to review current departmental procedures to be responsive to this crisis.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011160 [Commendation]
Supervisors Peskin, Newsom, Hall

Resolution commending officers of the San Francisco Police Department's Central Station for their outstanding efforts in raising funds for children with leukemia through the "Buzz the Fuzz" fundraiser.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011161 [Commendation]
Supervisors Yee, Newsom, Hall, Maxwell

Resolution commending Mrs. Careth Reid, Executive Director of the Whitney Young Child Development Center, for her commitment to the children of San Francisco and congratulating her on the occasion of her retirement.
6/18/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011162 [Federal Grant - Municipal Railway's Motor Coach Replacement]
Mayor

Resolution authorizing the Municipal Transportation Agency Board to accept and expend $1,980,630 of federal earmarked capital assistance for motor coach replacement, excluding administrative overhead costs. (Mayor)

(Supervisor Daly dissenting in Committee.)
6/18/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Requests for Hearing

011168 **[Bay Area Bid for 2012 Olympics]**
Supervisor Daly

·Hearing to consider the Bay Area's bid for the 2012 Olympics, including but not limited to the prospect of building a 15,000 seat tennis arena on Treasure Island and regional transportation.
6/18/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011169 **[Jazz Preservation District]**
Supervisor Gonzalez

Hearing to consider the Jazz Preservation District concept in San Francisco's Western Addition neighborhood and the San Francisco Redevelopment Agency's plans for issuing a Request for Proposals for agency Parcel No. 732-A.
6/18/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011170 **[S.F. Declining Child Population]**
Supervisor Yee

Hearing to consider the findings of the 2000 Census that San Francisco's child population has declined and to receive reports from appropriate City departments, such as the Health Department, Recreation and Park Department, Department of Children, Youth and Families, Mayor's Office on Housing, and others on how they can help make San Francisco more child friendly.
6/18/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011171 **[Middle Class Housing]**
Supervisor Yee

Hearing regarding the report recently issued by the City Planning Department regarding the lack of housing for middle class San Franciscans and how City departments, commissions, and elected bodies are planning to respond to this problem, particularly in the light of the new restrictions on tenancies in common.
6/18/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011172 **[Dog Policy]**
Supervisor Yee

Hearing to consider the proposed Dog Policy of the San Francisco Recreation and Park Department.
6/18/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011173 **[Golden Gate Stables]**
Supervisor Yee

Hearing regarding the Golden Gate Park Stables.
6/18/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011093 [Pension Buy-Backs - Rollovers]

Ordinance amending the Administrative Code by adding Section 16.61-5 authorizing the Retirement System to accept rollovers from other tax qualified plans for buy-backs. (Retirement System)

6/6/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee.

6/7/01, SUBSTITUTED. City Attorney submitted a substitute ordinance bearing new title.

6/7/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee, expires on 7/11/2001.

011124 [Commercial Vehicle Weight Restriction - Pond Street]

Ordinance adding Section 28.5.53 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Pond Street. (Parking and Traffic Department)

6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011125 [Commercial Vehicle Weight Restriction - Mariposa Street]

Ordinance adding Section 28.5.54 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Mariposa Street. (Parking and Traffic Department)

6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011126 [Parking Control Officers]

Ordinance authorizing a specific unit of Parking Control Officers to issue citations for violation of California Vehicle Code Section 22400 regarding bringing a vehicle to a complete stop so as to impede traffic and omitting reference to California Vehicle Code Section 41102 which has been repealed. (Parking and Traffic Department)

6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011127 [Parking Violation Penalties]

Ordinance amending Article 3 Sections 32, 32.1, 32.1.1 through 32.1.11, 32.2, 32.2.1, 32.5, 32.6, 32.6.1, 32.6.2, 32.6.3, 32.6.5, 32.6.6, 32.6.7, 32.6.8, 32.6.10 through 32.6.14, 32.6.16 through 32.6.27, 32.20, Article 7 Section 130, Article 12, Section 210, and Article 16, Section 412 regarding penalties for parking violations and authorizing the setting of specific penalties for parking violations through a schedule of fines approved by resolution of the Board of Supervisors. (Parking and Traffic Department)

6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

PROPOSED RESOLUTIONS

011094 [State grant for improvements at the India Basin Open Space]

Supervisor Newsom

Resolution authorizing the Department of Recreation and Parks to accept and expend a grant in the amount of $100,000 from the California State Coastal Conservancy for improvements at the India Basin Open Space. (Recreation and Park Department)

6/8/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011095 **[State grant funds to DPH from Health and Human Services Agency, Dept of Drug and Alcohol Programs]**

Supervisors Leno, Newsom

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of $221,532 from the California Health and Human Services Agency, Department of Drug and Alcohol Programs, for the period of December 29, 2000 to December 28, 2001, and to enter into an agreement for the use of these funds. (Public Health Department)

6/12/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011120 **[Fines for Parking Violations]**

Resolution approving schedule of penalties for violation of state and local parking laws. (Parking and Traffic Department)

(Fiscal impact.)

6/13/01, RECEIVED AND ASSIGNED to Finance Committee.

011121 **[Stop Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Castro and Hill Streets, northeast corner, stopping westbound Hill Street (stops the stem of this uncontrolled T-intersection)

Amazon and Paris Streets, northwest and southeast corners, stopping Paris Street (makes this an all-way STOP)

(Parking and Traffic Department)

(DPT Order No. 2241.)

6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011122 [Parking Regulations, Various Locations]
Supervisor Peskin

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - ESTABLISH
Charter Oak Avenue, east side, from Helena Street up to and including the south terminus (including frontage along I-280 freeway)
Helena Street, north side, between the north property line of #100 Charter Oak Avenue and the west property line of #152 Helena Street
Helena Street, north side, from Elmira Street to 87 feet westerly (87-foot zone, up to the east property line of #148 Helena Street)

NO PARKING ANYTIME - RESCIND
Montgomery Street, along both sides of raised median island, between Union and Greenwich Streets

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Newcomb Avenue, north side, between Rankin and Quint Streets

RESIDENTIAL PERMIT PARKING AREA "B" (2-HOUR TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Alemany Boulevard, south side, between Ramsell Street and Worcester Avenue (3800 block)
Ramsell Street, both sides, between Alemany Boulevard and Palmetto Avenue (unit block)

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Lagunitas Drive, both sides, between Sloat Boulevard and Ocean Avenue (unit block)

RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
York Street, both sides, between 20th and 21st Streets (800 block)
York Street, both sides, between 21st and 22nd Streets (900 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Hyde Street, east side, from Lombard Street to 40 feet southerly (40-foot zone)

TOW-AWAY, NO PARKING, 9 AM - 9 PM, SATURDAY, SUNDAY AND HOLIDAYS, FROM MAY THROUGH SEPTEMBER - ESTABLISH
Van Ness Avenue, east side, from Lombard Street to 100 feet southerly (100-foot zone)

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Octavia Street, west side, from 49 feet to 60 feet north of Francisco Street (11-foot zone, accommodating 3 motorcycle spaces)

UNMETERED MOTORCYCLE PARKING - RESCIND
UNMETERED MOTORCYCLE PARKING, 6 PM - 7 AM (FOLLOWING DAY), EVERYDAY - ESTABLISH
Harrison Street, south side, from 58 feet to 76 feet west of Merlin Street (18-foot zone in front of 933 Harrison Street, accommodating 5 motorcycles) (Parking and Traffic Department)

(DPT Order No. 2241.)

6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011123 [Traffic Regulations, Various Streets]
Supervisors Newsom, Peskin

Resolution enacting and rescinding traffic regulations on various streets.

NO U-TURNS - ESTABLISH
California Street, westbound, at Locust Street

HOLIDAY STREET CLOSURES, 12 NOON - 9 PM (EFFECTIVE DURING MEMORIAL DAY, 4TH OF JULY, LABOR DAY, AND COLUMBUS DAY WEEKENDS ONLY) - ESTABLISH
Lombard Street, eastbound direction, between Van Ness Avenue and Polk Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Alemany Boulevard, south side, from 100 feet to 162 feet west of Chester Street (62-foot zone)
Lowell Street, north side, between Mission and Morse Streets
Montgomery Street, along both sides of raised median island, between Union and Greenwich Streets

TOW-AWAY, NO STOPPING, 6 AM - 10 AM AND 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Ulloa Street, south side, from 18 feet to 58 feet east of Wawona Street (40-foot zone) (Parking and Traffic Department)

(DPT Order No. 2241.)
6/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Requests Granted

From: Supervisor Ammiano
To: Chief, Police Department
Requesting/Inquiring: Letter of inquiry in regards to the shooting incident at the Metreon Theatre.

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft legislation mandating prompt payment of City contracts, stipulating that payment to the person or business contracting with the City must be made on the date required by the contract or be subject to a late payment penalty. Additionally, that payment will be required to be made within 45 days of a receipt of an undisputed invoice, to avoid late payment penalties. This legislation would be similar in scope to State of California AB 1936 Section 927, 927.4, and 927.11.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
To: Director, San Francisco Municipal Railway
Requesting/Inquiring: Inquiring about solutions to the overcrowding caused by parked cars and the 54 bus line along the North section of Athens Street.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Regarding the feasibility of making Faxon Avenue between Ocean and Demontfort Avenues a one way street.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: Regarding the feasibility of placing a four way stop sign at the intersection of Prague Street and South Hill Boulevard.

From: Supervisor Yee
To: General Manager, Recreation and Park Department
Requesting/Inquiring: Requesting that they provide the Department's policy for access to the City's baseball fields, including the process for reserving the fields, cost to reserve the fields, and access by members of the public during times when the fields are not being used.

From: Supervisor Yee
To: City Administrator
Requesting/Inquiring: Requesting that a multilingual public outreach and education campaign be developed for the upcoming redistricting process. The outcome of redistricting will impact virtually every San Franciscan and it is important they are aware of the process and know how to stay apprised of the process.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Timothy Engleton (Supervisor Hall)
Harry Ford (Supervisor Sandoval)
John Downing
Brian Fahey

ADJOURNMENT

There being no further business, the Board at the hour of 6:26 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 1 4 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, June 25, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 26

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Maxwell, Newsom, Sandoval, Yee - 4.

Quorum present.

Supervisor Sandoval was noted present at 2:01 p.m.

Supervisor Maxwell was noted present at 2:04 p.m.

Supervisor Newsom was noted present at 2:05 p.m.

Supervisor Yee was noted present at 2:06 p.m.

Introduction of Guest

President Ammiano introduced Mr. Gautam of Basu, India from the West Bengal Tranmool Congress-Calcutta.

Supervisor Leno introduced Dana, 1998 International European Song Contest Winner and presented a commendation.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 27

Recommendations of the Audit, Labor and Government Efficiency Committee

010813 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Tayac against the City and County of San Francisco for $142,500, with Tayac agreeing to be barred from future City employment, and the Court to decide the amount of Attorney's fees and costs with a floor of $60,000 and a ceiling of $125,000; the lawsuit was filed on September 26, 1995, in United States District Court, Case No. C95-3424 CAL; entitled Tayac v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 138-01
FINALLY PASSED

010817 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Nancy Tibbon against the City and County of San Francisco for $102,000; the lawsuit was filed on December 13, 1999 in San Francisco, Superior Court Case No. 308-489; entitled Nancy Tibbon v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 139-01
FINALLY PASSED

010975 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Michael and Debra Miron against the City and County of San Francisco for $367,000; the lawsuit was filed on June 5, 2001 in San Mateo Superior Court, Case No. 413178; entitled Michael and Debra Miron, et al., v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 141-01
FINALLY PASSED

010564 **[MOU, Automotive Machinists, Local 1414]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Peninsula Automotive Mechanics Lodge No. 1414, International Association of Machinists and Aerospace Workers, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

Ordinance No. 136-01
FINALLY PASSED

010570 [MOU, Electrical Workers, Local 6]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6, American Federation of Labor and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

(Fiscal impact.)

Ordinance No. 137-01
FINALLY PASSED

010984 [MOU, SEIU Local 790 Staff Nurses and Pier Diem Nurses- Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the Service Employees International Union, Local 790, AFL-CIO for Staff and Per Diem Nurses and the City and County of San Francisco by modifying paragraph 318 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

Ordinance No. 143-01
FINALLY PASSED

010985 [MOU, SEIU Locals 250, 535, & 790 - Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by modifying paragraph 307 which provides for the pass-through of State of California funds to certain represented classes working at Skilled Nursing Facilities. (Mayor)

Ordinance No. 144-01
FINALLY PASSED

010986 [MOU, International Federation of Professional & Technical Engineers, Local 21 (Arbitration Award)]
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 158-01
FINALLY PASSED

010987 [MOU, Deputy Sheriffs Association (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Deputy Sheriffs Association of San Francisco, Inc. and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 145-01
FINALLY PASSED

010988 **[MOU, District Attorney Investigators Association (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco District Attorney Investigators Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 146-01
FINALLY PASSED

010991 **[MOU, Probation Officers Association (Arbitration Award)]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the San Francisco Deputy Probation Officers' Association, and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 149-01
FINALLY PASSED

010992 **[MOU, Transport Workers Union, Local 200 (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 200 (SEAM) and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 150-01
FINALLY PASSED

010993 **[MOU, Transport Workers Union, Local 250-A Multi-Unit (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers' Union of America, Local 250-A Multi-Unit and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 151-01
FINALLY PASSED

010994 **[MOU, Transport Workers Union, Local 250-A Automotive Service Workers (7410) & Transit Fare Inspectors (9132)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Transport Workers Union of America, Local 250-A AFL-CIO and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 152-01
FINALLY PASSED

010995 [MOU, Teamsters Local 856 (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the Teamsters, Local 856 and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 153-01
FINALLY PASSED

010996 [MOU, Union of American Physicians and Dentists, Unit 8-CC (Mediated Agreement)[
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 8-CC to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 154-01
FINALLY PASSED

010997 [MOU, Union of American Physicians and Dentists, Unit 11-AA, (Mediated Agreement)]
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the California Federation of the Union of American Physicians and Dentists and the City and County of San Francisco for Bargaining Unit 11-AA to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Ordinance No. 155-01
FINALLY PASSED

010998 [MOU, SEIU Locals 250, 535 & 790 - Amendment No. 2]
Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2000-2003 Collective Bargaining Agreement between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by amending Article III.A. which provides for a one-time wage adjustments to Class 2450 Pharmacist and Class 2454 Clinical Pharmacist. (Mayor)

Ordinance No. 156-01
FINALLY PASSED

011008 [Teamsters Local 856 Supervising Nurses - Amendment No. 1]
Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2000-2003 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.) by adding paragraph 99a. to Section III.E. Holidays and Holiday Pay. (Mayor)

Ordinance No. 157-01
FINALLY PASSED

Recommendations of the Housing, Transportation and Land Use Committee

010933 **[Stop Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Thornton Avenue and Venus Street, northwest and southeast corners, stopping Venus Street (makes this uncontrolled intersection a two-way STOP) (Parking and Traffic Department)

(DPT Order No. 2225.)

Resolution No. 524-01

ADOPTED

010934 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.
DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND
Irving Street, north side, between 15th and 16th Avenues

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Irving Street, north side, between 15th and 16th Avenues
Goettingen Street, east side, from Woolsey Street to a point 21 feet north of Dwight Street
Leavenworth Street, west side, from Chestnut Street to 45 feet northerly (45-foot zone)

TAXI ZONE, EXCEPT 5 AM - 10 AM AND 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Howard Street, north side, from 3rd Street to 75 feet westerly (75-foot far-side zone)

TOW-AWAY, NO PARKING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Pine Street, south side, from Sansome Street to 252 feet easterly (252-foot zone)

TAXI ZONE (EFFECTIVE ON PACIFIC BELL PARK EVENT DAYS ONLY) - ESTABLISH
2nd Street, west side, from 9 feet to 42 feet south of Townsend Street (33-foot zone)

UNMETERED MOTORCYCLE PARKING - RESCIND
2nd Street, west side, from 2 feet to 12.5 feet north of Taber Place (10.5-foot zone, accommodating 3 motorcycles spaces, to be relocated to south of Taber Place)

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2nd Street, west side, from 32 feet to 44 feet south of Taber Place (12-foot zone, accommodating 3 motorcycle spaces)
Townsend Street, south side, from 10 feet to 27 feet west of 2nd Street (17-foot zone, accommodating 5 motorcycle spaces)

RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
19th Street, both sides, between South Van Ness Avenue and Shotwell Street (3200 block)
20th Street, both sides, between South Van Ness Avenue and Shotwell Street (3300 block)
South Van Ness Avenue, both sides, between 19th and 20th Street (800 block)
RESIDENTIAL PERMIT PARKING AREA ("I" 2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH.
South Van Ness Avenue, both sides, between 20th and 21st Streets (900 block) (Parking and Traffic Department)

(DPT Order No. 2225.)

Resolution No. 525-01
ADOPTED

010935 **[Traffic Regulations, Various Streets]**
Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURN - ESTABLISH
Mississippi Street, southbound, at Cesar Chavez Street

NO LEFT TURN - RESCIND
Arguello Boulevard, southbound, at Geary Boulevard

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
Clay Street, north side, from Sansome Street to 100 feet westerly (100-foot zone, to be extended)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Clay Street, north side, from Sansome Street to 146 feet westerly (146-foot zone, extends existing zone)

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND
Pine Street, south side, from Sansome Street to 252 feet easterly (252-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH (along sidewalk bulbs)
6th Street, west side, from Howard Street to 25 feet northerly (25-foot zone, removing parking meter #164)
6th Street, west side, from Mission Street to 25 feet northerly (25-foot zone, removing parking meter #62)
6th Street, west side, from Mission Street to 25 feet southerly (25-foot zone, removing parking meter #104)
(Parking and Traffic Department)

(DPT Order No. 2225.)

Resolution No. 543-01
ADOPTED

Recommendations of the Neighborhood Services and Parks Committee

010939 **[State grant allowing the Director of Public Works to accept and expend a $1,000,000 for beach nourishment and long-term planning activities at Ocean Beach]**
Supervisors Hall, Yee, Newsom

Resolution authorizing the Director of Public Works to accept and expend a grant in the amount of $1,000,000 from the California Public Beach Restoration Program with required local matching funds of $150,000 for the Ocean Beach Erosion Control Project. (Public Works Department)

Resolution No. 526-01
ADOPTED

011048 **[State grant for Recreation and Park Department Projects]**
Mayor, Supervisors Hall, Newsom

Resolution authorizing the Department of Recreation and Park to apply, accept and expend grants in the total amount of $3,644,500 from the State General Fund for Sunnyside (Monterey) Conservatory, John Muir Way Fishing Pier at Lake Merced, and Palace of Fine Arts.

Resolution No. 528-01
ADOPTED

011094 **[State grant for improvements at the India Basin Open Space]**
Supervisor Newsom

Resolution authorizing the Department of Recreation and Park to accept and expend a grant in the amount of $100,000 from the California State Coastal Conservancy for improvements at the India Basin Open Space. (Recreation and Park Department)

Resolution No. 530-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SEVERED FROM CONSENT AGENDA

010976 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit entitled United States ex rel. Dante S. Galura, et al. v. San Luis Gonzaga Construction, Inc. et al., U.S. District Court, Northern District of California, Case No. C-96-2350 filed by former workers of San Luis Gonzaga Construction, Inc. the United States and City and County of San Francisco ("City") as intervenors, for enforcement of prevailing wage requirements and breach of contract; material terms of the settlement provide that the City will retain for itself $339,048.61 in Municipal Transportation Authority and Department of Public Works contract funds that would otherwise be payable to San Luis Gonzaga Construction, Inc. ("SLGC"); former SLGC workers will receive a total of $300,000 from SLGC as back wages and statutory attorneys fees; SLGC and its owners will cooperate with the City's ongoing investigation of contracts awarded by the Airport Commission. (City Attorney)

Supervisor Peskin requested this matter be severed so it could be considered separately.
SEVERED FROM CONSENT AGENDA.

Ordinance No. 142-01
FINALLY PASSED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010989 **[MOU, Municipal Attorneys' Association (Arbitration Award)]**
Mayor

Ordinance implementing an arbitration award establishing the terms of the Memorandum of Understanding between the Municipal Attorneys' Association of San Francisco and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Supervisor Peskin requested this matter be severed so it could be considered separately.
SEVERED FROM CONSENT AGENDA.

Ordinance No. 147-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez. Leno, Maxwell, McGoldrick, Newsom, Sandoval, Yee
Noes: 2 - Hall, Peskin

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Audit, Labor and Government Efficiency Committee

001926 [Requiring residential hotel receipts to adult occupants]
Supervisors Newsom, Leno, Daly, Peskin

Ordinance amending Administrative Code Chapter 41 "Residential Hotel Unit Conversion and Demolition" by amending Sections 41.9 and 41.11 to require that hotels provide each adult occupant with a receipt showing each amount and time period paid, and also showing any associated charges, and providing for enforcement; and, updating terminology in Sections 41.9 through 41.16 and 41.19 through 41.21 to reflect prior Charter changes establishing a Director and Department of Building Inspection in place of the former Superintendent and Bureau of Building Inspection.

Ordinance No. 134-01
FINALLY PASSED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010526 [Single Room Occupancy Visitor Policy]
Supervisors Daly, Newsom, Leno, Peskin

Ordinance amending Police Code by adding a new Section 919.1 to prohibit charges for visitors to guests and occupants of Residential Hotels, and to prohibit operators from restricting visitors to guests and occupants of Residential Hotels except in accordance with a Residential Hotel Visitor Policy approved by the Single Room Occupancy Safety and Stabilization Task Force; amending Administrative Code Sections 37.9(a)(1) and (2) to provide that a Residential Hotel occupant's failure to pay a charge prohibited by Police Code Section 919.1 shall not constitute non-payment of rent or violation of a condition or obligation of tenancy; and amending the Administrative Code by adding a new Chapter 41D to authorize the Single Room Occupancy Safety and Stabilization Task Force to establish criteria for, and to approve Residential Hotel Visitor Policies.

Ordinance No. 135-01
FINALLY PASSED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010990 **[MOU, Municipal Executives Association (Mediated Agreement)]**
Mayor

Ordinance adopting and implementing the mediated agreement establishing the terms of the Memorandum of Understanding between the San Francisco Municipal Executives Association and the City and County of San Francisco to be effective for the period July 1, 2001 through June 30, 2003. (Mayor)

Supervisor Daly dissenting in committee.

Ordinance No. 148-01
FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

010965 **[Settlement of Lawsuit]**
Ordinance authorizing settlement of the lawsuit by Maximilian Castro against the City and County of San Francisco for $925,000; the lawsuit was filed on December 15, 2000 in San Francisco Superior Court, Case No. 317-475; entitled Maximilian Castro, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are the possible one-time payment of reasonable cost of a future surgery as determined and ordered by the Hon. Sickles James, Judge. (City Attorney)

PASSED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Finance Committee

011038 **[Interim Government Funding, Fiscal Year 2001-2002]**
Mayor

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact.)

Ordinance No. 159-01
FINALLY PASSED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011039 **[Interim Public Employment, Fiscal Year 2001-2002]**
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact.)

Ordinance No. 160-01
FINALLY PASSED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

010924 **[Liquor License Transfer, 601 Larkin Street]**

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license to Elias Khalil dba "Fox Liquor and Deli" from 570 Larkin Street to 601 Larkin Street, District 6, will serve the public convenience and necessity of the people of the City and County of San Francisco in accordance with Section 23958.4 of the California Business and Professions Code; with a condition.

Resolution No. 522-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010925 **[Liquor License Transfer, 757 Beach Street]**

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license to Anuar Abu-Arafeh dba "Alcatraz Market" from 1172 Geneva Avenue to 757 Beach Street, District 2, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 523-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011011 **[Liquor License, 5620 Geary Boulevard]**

Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Peter Patsay dba "J&J Wines and Spirits" located at 5620 Geary Boulevard, District 1, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 527-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011083 **[Joint Powers Agreement with Victim Witness Assistance Program]**

Resolution authorizing the San Francisco District Attorney for the period of July 1, 2001 to June 30, 2004, to contract for, accept and expend $1,835,967 allocated from the California State Board of Control Victims of Crime Program, for a project entitled "Joint Powers Agreement with Victim and Witness Assistance Program", and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 529-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Housing, Transportation and Land Use Committee

010668 **[Planning Code Amendment, Changing the Designation of 678 Mission Street as a Category III Building]**
Supervisor Peskin

Ordinance changing the designation of 678 Mission Street from Category V (Unrated) to Category III (Contributory) pursuant to Article 11 of the Planning Code, and amending Appendix C of Article 11 to include 678 Mission Street as a Category III building, and to limit alterations to the exterior of 678 Mission Street. (Planning Department)

(Planning Commission Resolution No. 16101 adopted February 22, 2001, Case No. 2000.077G; Report submitted by California Historical Society dated September 2000 on the historic and architectural significance of 678 Mission Street.)

PASSED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010455 **[Interim Controls, Mission District]**
Supervisors Ammiano, McGoldrick, Daly, Peskin

Resolution adopting interim controls that would, in the Mission District in the area bounded by Guerrero Street, Cesar Chavez Street, Potrero Avenue and the Central Freeway, prohibit certain tourist hotels, prohibit demolition of a residential use except to construct affordable housing, require mandatory discretionary review and sign posting for a change of use, require certain new market-rate housing projects or conversions to market-rate housing to obtain conditional use authorization and allow other types of housing as a permitted use, prohibit an office or information technology use in excess of 1,500 gross square feet in areas zoned M (Industrial), and require conditional use authorization for a utility installation in areas zoned C (Commercial); that would, in the Valencia Street and 24th Street - Mission NCDs, prohibit conversions or demolitions of residential uses, prohibit information technology uses, and require conditional use for a business or professional service use of more than 2,000 square feet above the 1st story unless it is a community service; that would, in the Valencia Street NCD, permit use sizes up to 2,000 square feet as a principal use, require a conditional use for use sizes above 2,000 square feet, and prohibit new tourist hotels; that would, on Mission Street from 15th Street to Cesar Chavez Street zoned NC-C, permit use sizes up to 2,999 square feet as a principal use, require conditional use for certain use sizes above 2,999 square feet, require all lots over 40,000 square feet to obtain a conditional use authorization for all uses, prohibit conversions or demolition of residential uses, prohibit certain administrative service uses unless they are a community service, and authorize a community service on all stories, and prohibit an information technology use on the 1st and 2nd stories and permit it as a principal use on the 3rd story and above; that would, in the Northeast Mission Industrial Zone (NEMIZ), prohibit any office or information technology use in excess of 1,500 gross square feet unless it is a community service, and prohibit new live/work projects and all conversions of live/work to office; adopting findings.

(Certificate of Determination of Exemption/Exclusion from Environmental Review dated 5/17/01.)

Resolution No. 518-01
ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Hall

010869 **[Contract Modification - Diesel Coaches]**

Resolution approving Modification No. 4 to Contract No. 300 with Neoplan USA Corporation in the amount of $36,036,898.00, to exercise an Option for 24 articulated clean diesel coaches and 71 standard clean diesel coaches, including purchase of associated spare parts and incorporation of design modifications, for a total contract amount not to exceed $128,229,473.00. (Municipal Transportation Agency)

Resolution No. 516-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Daly, Gonzalez
Absent: 1 - Yee

010811 **[Street Vacation of a Portion of The Embarcadero]**

Resolution declaring the intention of the Board of Supervisors to vacate a portion of The Embarcadero just north of Mission Street; setting the hearing date on July 30, 2001 at 3:00 p.m. for all persons interested in the proposed vacation of the street areas; and adopting findings that the vacation is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1. (Public Works Department)

Resolution No. 519-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

010823 **[Agreement, S.F. PUC/Bay Conservation and Development Commission regarding public access to Islais Landing Waterfront Park]**

Resolution authorizing the Department of Real Estate to execute and record an agreement imposing the public access conditions required by San Francisco Bay Conservation and Development Commission Permit Number 14-99 which allowed the expansion and rehabilitation of the Southeast Water Pollution Control Plan Booster Pump Station located at 2 Arthur Avenue and Islais Landing Waterfront Park. (Public Utilities Commission)

Resolution No. 520-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

010921 **[Revocable permit to close and occupy a portion of the sidewalk and parking lane during construction at 125 3rd Street]**

Resolution granting revocable permission to Webcor Builders to temporarily close and occupy a portion of the sidewalk and parking lane on the northerly side of Minna Street, from 3rd Street, 206 feet easterly, during construction of the St. Regis Museum Tower at 125 3rd Street (Assessor's Block 3722, Lots 059, 061-066). (Public Works Department)

Resolution No. 521-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

SPECIAL ORDER 3:00 P.M.

010875 [Public Hearing - Appeal, Conditional Use, 3620 19th Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16134, dated April 5, 2001 approving Conditional Use Application No. 99.210C, subject to certain conditions, a conditional use authorization to develop a residential project comprised of 43 dwelling units and 52 off-street parking spaces, requiring conditional use approval to develop the project as a Planned Unit Development, with exceptions from rear yard requirements and residential density standards within an RH-2 (Residential, House, Two-Family) District and an RH-3 (Residential, House, Three-Family) District and a District and a 40-X Height and Bulk District, on property located at: 3620 19th Street, bounded on the south by 19th Street, on the north by 18th Street, on the west by Oakwood Street and on the east by Guerrero Street; Lots 18, 68, 70, in Assessor's Block 3587.

6/18/01 in Board: Supervisor Peskin moved to continue to June 25, 2001, and reopen public hearing at 3:00 p.m.; companion measure to Files 010874, 010876, 010877, 010878; District 8.)

Jim Chappell, supports project;
Amed Aujella, supports project;
Dallas Haines, supports project;
Lauren Haines, supports project;
Susan Sutton, supports project;
Daniel Gundbach, supports project;
Jamie Sutton, supports project;
Nick Pasquariello, appellant
Eric Quesda, supports project;
Mr. Roth, opposes project;
John Barby, opposes project;
Jamie Pryor, opposes project;
Michael Stanton, opposes project;
Abdalla Megahed, opposes project;
Leslie Chin, supports project.
HEARD AT PUBLIC HEARING.

010876 [Appeal, Conditional Use, 3620 19th Street]

Motion approving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

TABLED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010877 **[Appeal, Conditional Use, 3620 19th Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16134, approving Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

6/25/01 - Supervisor Leno moved to amend on Page 1, line 4 by replacing "approving" with "which approved"; on line 5 delete "adopting findings pursuant to Planning Code Section 101.1" and replace with "approving Conditional Use Application No. 99.201C with the conditions approved by the Planning Commission as amended by new conditions imposed by the Board of Supervisors." On Page 1, line 19 add a further resolved cause to read: That the Board of Supervisors hereby approves conditional Use Application No. 99.210C, subject to the conditions imposed by the Planning Commission in its Motion No. 16134, as amended by the following conditions imposed by the Board of Supervisors:
1) Gateway building facade will be notched back from adjacent corner building. 2) Gateway building will be articulated as two masses on 19th Street creating the appearance of two separate buildings. 3) The northern portion of the Gateway building will be reduced in size. 4) Emergency vehicle access shifted west with addition of a lobby and secured indoor entrance. 5) Southern row house will be removed from west side the row of houses. 6) Second floor bedroom windows of western row of houses must face south, not west toward Oakwood. 7) The one-story access from the garage to the northern end of the courtyard will be relocated to ensure light for existing windows. 8)The eastern end of the Commons Building will be reduced in size. 9) The roofs of Mews Buildings will be pitched down to the east to reduce height at property line. 10) One Mews Building shown on the 15 March 2001 Site Plan has been removed. 11) One pair of Mews Buildings will be shifted to align directly behind existing industrial building. 12) Project shall have up to 39 dwelling units and 52 independently accessible off-street parking spaces. 13) The Project Sponsor shall designate a total of 5 units as affordable [Below Market Rate (BMR)] rental units to be constructed on the site of the principal project. 14) One of these five BMR units shall be of the Project Sponsor's choosing, while the remaining four (10 percent) of these BMR units shall reflect the unit size mix of the market rate units and shall be distributed in the following range of unit sizes: 2 two-bedroom units in the Gateway building; 1 one-bedroom unit in the Gateway building; 1 two-bedroom unit in the Commons building. 15) All five of the BMR units shall be (i) interspersed evenly throughout the project, (ii) marketed concurrently with the rental of the market-rate units in the Project and (iii) constructed of the same quality and materials as the market-rate units in the Project.
AMENDED.

Motion disapproving decision of the Planning Commission by its Motion No. 16134, which approved Conditional Use Application No. 99.201C, on property located at 3620 19th Street, and approving Conditional Use Application No. 99.201C with the conditions approved by the Planning Commission as amended by new conditions imposed by the Board of Supervisors. (Clerk of the Board)

Motion No. M01-76

Supervisor Leno, seconded by Supervisor Peskin, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

010874 **[Environmental Review]**

Motion certifying review of Final Negative Declaration relating to proposed Conditional Use of Property at 3620 19th Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Motion No. M01-75

APPROVED by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

010878 **[Findings - 3620 19th Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 99.201C, on property located at 3620 19th Street, for action by the Board at its next meeting. (Clerk of the Board)

Motion No. M01-77

APPROVED by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

010977 **[Public Hearing - 501-503 Laguna Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16145 dated April 19, 2001, approving Conditional Use Application No. 2001.072C, subject to certain conditions, to mount a total of three panel antennas within a single cylinder on the roof and install a base transceiver station in the basement, as part of Sprint's wireless telecommunications network at the two-story residential over commercial mixed use building within the Hayes-Gough Neighborhood Zoning District (NCD) and a 50-X Height and Bulk District, pursuant to Section 720.83 of the Planning Code, on property located at: 501-503 Laguna Street, northwest corner at Fell Street; Lot 35, in Assessor's Block 0819.

(Appeal filed on May 21, 2001; Categorically exempt from environmental review process pursuant to Class 1 exemptions of Title 14 of the California Administrative Code; companion measure to Files 010978, 010979, 010980; District 5.)

Erik Olsen, appellent;
Kate Jones, supports appeal;
Female speaker, supports appeal;
Mark Shear, supports appeal;
Gerald Green, Director of Planning, Planning Department;
Julia Friedlander, Deputy City Attorney;
Jennifer Estes, Sprint, Sponsor;
Jennifer Dugan, Sprint;
Bill Hammentt, Sprint;
Evelyn Conroy, opposed to appeal;
Frank Shiparo, opposed to appeal;
Jeffery Brown, opposed to appeal;
Male speaker, opposed to appeal;
Jim Brown, opposed to appeal;
Jim Stacy, opposed to appeal;
Carolyn Straffer, Sprint;
Linda Anderson, Sprint;
Jason Furaji, opposed to appeal;
Cal Woldner, Sprint.

HEARD AT PUBLIC HEARING.

010978 [Appeal, Conditional Use, 501-503 Laguna Street]

Motion approving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Gonzalez moved to continue to July 9, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

010979 [Appeal, Conditional Use, 501-503 Laguna Street]

Motion disapproving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Gonzalez moved to continue to July 9, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

010980 [Findings - 501-503 Laguna Street]

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Gonzalez moved to continue to July 9, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Absent: 1 - Yee

011058 [Public Hearing]

Hearing of persons interested in or objecting to proposed ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant Public Works Code Articles 4.1 and 4.2. (Clerk of the Board)

HEARD AT PUBLIC HEARING.

010881 [Sewer Service Charges, Fiscal Year 2001-2002]
Mayor

Ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant to Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code). (Mayor)

(Transmittal date 5/29/01.)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Hall
Absent: 1 - Yee

PUBLIC COMMENT

Abadalla Megahed, homelessness;
John Bardis, budget process;
James Chaffee, San Francisco Library;
Ozelis Evans, residential care facility;
Dr. Martin Fleishman, board and care homes;
Judy Alevenda, residential care facility;
Michael Wise, residential care facility;
Mark Gisler, residential care facility;
Female speaker, residential care facility;
Domingo Pacarca, residential care facility;
Nelvin Johnson, residential care facility;
Jesse Naniola, residential care facility.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 57 through 66

011150 **[Proclamation]**
Supervisors Ammiano, Maxwell

Resolution declaring June 27, 2001 "HIV Testing Day" in the City and County of San Francisco and call upon all persons at risk of HIV infection to take the test in the City and County of San Francisco.

Resolution No. 531-01
ADOPTED

011151 **[Commendation]**
Supervisor Ammiano

Resolution commending Mr. Carl Anthony for his exemplary accomplishments and invaluable contributions to the citizens of the nine counties of the San Francisco Bay Area and further declaring June 27, 2001 as Carl Anthony Day in the City and County of San Francisco.

Resolution No. 532-01
ADOPTED

011152 [Community Mediation Awareness Week]
Supervisor Daly

Resolution recognizing the week of June 25 - July 1, 2001 as Community Mediation Awareness Week.

Resolution No. 533-01
ADOPTED

011155 [Computer and Electronics Producers]
Supervisors Maxwell, Leno, Newsom, Peskin

Resolution urging the California State Legislature to introduce and support legislation requiring computer and electronics producers to take responsibility for reuse and recycling of their products.

Resolution No. 534-01
ADOPTED

011156 [Redevelopment Agency]
Supervisors Maxwell, Peskin

Resolution urging the San Francisco Redevelopment Agency to take such action as will accomplish the equal application of City and County development policy to all areas of the City and County including new and existing Redevelopment Project Areas.

Resolution No. 544-01
ADOPTED

011160 [Commendation]
Supervisors Peskin, Newsom, Hall

Resolution commending officers of the San Francisco Police Department's Central Station for their outstanding efforts in raising funds for children with leukemia through the "Buzz the Fuzz" fundraiser.

Resolution No. 538-01
ADOPTED

011161 [Commendation]
Supervisors Yee, Newsom, Hall, Maxwell

Resolution commending Mrs. Careth Reid, Executive Director of the Whitney Young Child Development Center, for her commitment to the children of San Francisco and congratulating her on the occasion of her retirement.

Resolution No. 539-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE

011157 **[Families in SROs Workgroup]**
Supervisors Newsom, Peskin, McGoldrick, Daly, Hall, Maxwell

Resolution commending the Department of Public Health for serving as the lead agency to the Families in SROs Workgroup and the release of its Report on Families With Children Living In Single Room Occupancy Hotels in San Francisco; and adopting the report findings in order to ameliorate problems for families with children living in SRO hotels.

Supervisor Peskin moved to amend on Page 1, line 20 replace "Marker" with "Market". Supervisor Peskin requested to be added as a co-sponsor.
AMENDED.

Resolution No. 535-01

Supervisor Peskin, seconded by Supervisor Maxwell, moved that this Resolution be ADOPTED AS AMENDED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

011158 **[Emergency Room Diversion Task Force]**
Supervisors Newsom, Leno, Peskin, Hall, Maxwell

Resolution establishing an Emergency Room Diversion Task Force to be comprised of three working committees with the charge of making recommendations to the Mayor and the Board of Supervisors and setting forth the membership and duties of the task force.

Supervisor Maxwell moved to amend on Page 3, line 16 by adding "Two representatives of labor".
AMENDED.

Resolution No. 536-01

Supervisor Maxwell, seconded by Supervisor Peskin, moved that this Resolution be ADOPTED AS AMENDED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

011159 **[Health and Housing Emergency]**
Supervisors Newsom, Daly, Peskin, Hall, Maxwell

Resolution supporting the San Francisco Mental Health Board's declaration of a health and housing emergency in San Francisco and urging the Health Commission, the Public Health Department, and the Mayor's Office to preserve the City's state-of-the-art services and to review current departmental procedures to be responsive to this crisis.

Supervisor Peskin moved to amend on Page 2, line 2 replace "hob" with "job".
AMENDED.

Resolution No. 537-01

Supervisor Peskin, seconded by Supervisor Maxwell, moved that this Resolution be ADOPTED AS AMENDED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leno, seconded by Supervisor Peskin, moved [Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Leno, seconded by Supervisor Peskin, moved [Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

Imperative Resolutions

011198 [Commendation]
Supervisor Ammiano

Resolution commending Deputy City Attorney Roger Hackley upon his retirement following three decades of superlative service for the City and County of San Francisco and its residents; declaring June 27, 2001 as Roger Hackley Day in the City and County of San Francisco.

Resolution No. 540-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

011199 [Commendation]
Supervisors Leno, Maxwell, McGoldrick, Sandoval, Newsom, Peskin

Resolution commending Enola Maxwell for her years of community leadership.

Resolution No. 541-01

ADOPTED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

011200 [Commendation]
Supervisors Newsom, Leno

Resolution commending the hard work and dedication of Herminia Palacio, M.D. and honoring Dr. Palacio for the contributions she has made to the citizens of the City and County of San Francisco.

Resolution No. 542-01

ADOPTED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Absent: 2 - Newsom, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011201 [Park Code, Section 12.10 - Swimming Pool Fees]
Supervisor Daly

Ordinance amending the San Francisco Park Code by adding Section 12.10 to allow minors to swim in pools under the jurisdiction of the Recreation and Park Department free of charge.

6/25/01, ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Parks Committee, expires on 7/25/2001.

010142 [Charity Care Policy Reporting and Notice Requirement]
Supervisors Maxwell, Ammiano

Ordinance amending the San Francisco Health Code by adding Sections 129-137 to authorize the Department of Public Health to require hospitals to report on policies and amount of charity care provided and requiring patient notification of policies on charity care.

1/22/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

6/25/01, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance approved as to form.

6/25/01, ASSIGNED to Public Health and Environment Committee.

Resolutions

011198 [Commendation]
Supervisor Ammiano

Resolution commending Deputy City Attorney Roger Hackley upon his retirement following three decades of superlative service for the City and County of San Francisco and its residents; declaring June 27, 2001 as Roger Hackley Day in the City and County of San Francisco.
6/25/01, ADOPTED.

011199 [Commendation]
Supervisors Leno, Maxwell, McGoldrick, Sandoval, Newsom, Peskin

Resolution commending Enola Maxwell for her years of community leadership.
6/25/01, ADOPTED.

011200 [Commendation]
Supervisors Newsom, Leno

Resolution commending the hard work and dedication of Herminia Palacio, M.D. and honoring Dr. Palacio for the contributions she has made to the citizens of the City and County of San Francisco.
6/25/01, ADOPTED.

011202 [City Budget Task Force]
Supervisors Newsom, Peskin, Leno

Resolution establishing a Task Force to create a new, user-friendly budget format and a process that is policy based, policy driven, information rich and openly accountable.
6/25/01, RECEIVED AND ASSIGNED to Rules Committee.

011203 [Live/Work Task Force]
Supervisor Ammiano

Resolution extending the deadline for the Live/Work Task Force to report back to the Board of Supervisors to July 15, 2001 and providing that the Task Force shall sunset its operations as of July 15, 2001.
6/25/01, RECEIVED AND ASSIGNED to Rules Committee.

011204 [Office of Adolescent Health]
Supervisors Leno, Maxwell, Newsom, McGoldrick

Resolution urging the San Francisco Department of Public Health to create an Office of Adolescent Health.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011205 [Mid-Income Housing Task Force]
Supervisors Daly, McGoldrick

Resolution establishing the Mid-Income Housing Task Force.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011206 [Extending Time-Live/Work units as "loft housing"]
Supervisor Hall

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to redefine "live/work" units as "loft housing".
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011207 [Storage Space at 150 Otis Street]
Supervisors Newsom, Daly

Resolution urging the Department of Human Services to increase the amount of storage space at 150 Otis Street from one floor to three floors.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011208 [SB 877, Arsenic-Treated Wood]
Supervisors Peskin, Newsom, Daly

Resolution supporting Senate Bill 877, known as the Arsenic-Treated Wood Mandatory Labeling Act, which mandates that all arsenic-treated wood is labeled appropriately.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011209 [Opposing Separate Schools for Homeless Children]
Supervisors Yee, Daly

Resolution opposing separate schools for homeless children.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011210 [Settlement Agreement]
Supervisors Sandoval, Daly

Resolution urging City agencies approving building permits or taking other actions to authorize construction on the rezoned lots to make their actions consistent with the settlement agreement between New Mission Terrace Improvement Association and the developer, COMAC Investments Inc.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011211 **[Commendation]**
Supervisor Leno

Resolution commending Dana International for her global success and community leadership.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011212 **[Commendation]**
Supervisors Maxwell, Newsom

Resolution commending Angela and Philip Siharath for their continued commitment and dedication to the City's' children, working families, and caregivers.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011213 **[Commendation]**
Supervisors Newsom, Hall

Resolution commending the Rev. Ishmeal Burch, organizer of the annual San Francisco Juneteenth Festival and Parade honoring the independence of African American slaves in Texas and the African American community in the City and County of San Francisco.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011214 **[Commendation]**
Supervisors Peskin, Leno, Hall, Newsom

Resolution commending the Chinese American Association of Commerce for its valuable contributions to the community on the occasion of its 21st anniversary and declaring July 28, 2001 as "Chinese American Association of Commerce Day" in San Francisco.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

002084 **[Community Courts Model]**
Supervisor Newsom

Hearing to discuss the community courts model that has been adopted in at least a dozen areas nationwide to handle quality of life crimes such as shoplifting, prostitution, and drug use.

11/20/00, RECEIVED AND ASSIGNED to Housing and Social Policy Committee.

2/1/01, TRANSFERRED to Neighborhood Services and Parks Committee. New committee structure.

5/17/01, FILED PURSUANT TO RULE 5.38.

6/25/01, REACTIVATED PURSUANT TO RULE 5.24. Supervisor Newsom requested this matter be reactivated.

6/25/01, ASSIGNED to Neighborhood Services and Parks Committee.

011215 **[Diesel Fuel]**
Supervisor Maxwell

Hearing to discuss the City and County of San Francisco's use of diesel fuel, both stationary and mobile, and ways to reduce it.
6/25/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011216 **[Long-term Power Contract with Calpine Energy]**
Supervisors Peskin, Daly

Hearing to examine the long-term contract entered into by the City and County of San Francisco and Calpine Energy on May 7, 2001.
6/25/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

Motions

011217 **[On Line Agenda Packet - Board of Supervisors]**
Supervisor Gonzalez

Motion directing the Clerk of the Board of Supervisors to initiate steps necessary to have in place, within six months, an on-line agenda packet process for meeting of the full Board of Supervisors in the Board Chamber.
6/25/01, RECEIVED AND ASSIGNED to Rules Committee.

011219 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
6/25/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011131 **[Settlement of Lawsuit]**
Ordinance authorizing settlement of the lawsuit filed by Plaintiffs Vicki Rooker, et al. against the City and County of San Francisco for $114,054.77; the lawsuit was filed on March 9, 1999 in United States District Court, Case No. C99-1095; entitled Rooker, et al., v. City and County of San Francisco, et al; other material terms of said settlement are: (1) settlement pertains only to plaintiffs' claims that the city improperly computed plaintiffs' wages during the time period plaintiffs worked as classification 2532 paramedics; and (2) settlement proceeds to be broken out as follows: (i) $62,703.18 in back overtime wages; (ii) $31,351.59 in liquidated damages; and (iii) $20,000 in attorneys' fees. (City Attorney)
6/20/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011132 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by CARMEN LeFRANC against the City and County of San Francisco for $51,000.00; the lawsuit was filed on August 5. 1999 in San Francisco Superior Court. Case No. 305440; entitled Carmen LeFranc, et al., v. City and County of San Francisco, et al. (City Attorney)

6/20/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011135 **[Settlement Of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Renee Craig against the City and County of San Francisco for $67,500.00; the lawsuit was filed on October 10, 2000 in San Francisco Superior Court, Case No. 315711; entitled Renee Craig v. City and County of San Francisco, et al. (City Attorney)

6/18/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS

011128 **[Grant for SFPD California Cold Hit DNA Program]**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept and expend grant funds made available through the Office of Criminal Justice Planning for a project entitled "California Cold Hit DNA Program." (Police Department)

6/19/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011187 **[Settlement of Claim]**

Resolution approving the settlement of the unlitigated claim filed by Christine Dean against San Francisco for $32,000; claim was filed on October 30, 2000; additional material term of said settlement is the signing of a release of CF liability against the City and County of San Francisco. (City Attorney)

6/20/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011188 **[Contracting out Parking Management Services for S.F. International Airport]**

Resolution approving the Controller's certification that Parking Management Services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001 than if work were performed by City employees at budgeted levels. (Airport Commission)

6/20/01, RECEIVED AND ASSIGNED to Finance Committee.

011189 **[State grant for Community Asthma Intervention Project]**

Supervisors Leno, Maxwell

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of $435,000 from the California Department of Health Services, for the period March 1, 2001 to June 30, 2002. (Public Health Department)

6/20/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the June 26, 2001 meeting.

Requests Granted

From: Supervisor Daly
To: General Manager, Recreation and Park Department
Requesting/Inquiring: To report on the number of FTE staff members allocated by facility (e.g. gardeners, custodians, recreation directors).

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft legislation establishing a Community Land Trust Task Force which, within nine months, would present recommendations to the Board of Supervisors on steps necessary to implement Community Land Trusts in San Francisco.

From: Supervisors Hall, Newsom
To: Director, Planning Department
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To determine the feasibility of amending the traffic element of the General Plan to re-designate Santa Clara Avenue from Portola to the intersection of Santa Clara Avenue and Monterey Boulevard; and then Monterey Boulevard from Santa Clara Avenue to Ridgewood Avenue from a secondary arterial street to a local/collector street.

From: Supervisor Newsom
To: General Manager, Planning Department
Requesting/Inquiring: To report on the proposed community planning process involved in modifying existing Interim Controls for development of loft construction in the South of Market Area, and the Department's lack of involvement in a inclusionary process with the residents of the South of Market Area therein.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Justice Stanley Mosk (Supervisor Gonzalez)
John Lee Hooker (Supervisors Hall, Maxwell)
Barry Siegel (Supervisor Leno)
Fernando Manuel Urizar (Supervisor Daly)

ADJOURNMENT

There being no further business, the Board at the hour of 6:43 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 1 4 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, July 2, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell. Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval. Newsom. Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin. Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick. Daly. Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee. Hall. Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee. Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez. Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez. Hall. Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair. of the Committee.

Volume 96 Number 27

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll all Supervisors were noted present.

Quorum present.

Introduction of Guests

Supervisor Maxwell introduced the new Fire Chief, Mario Trevino.

Supervisor Peskin presented a commendation to Phil Frank regarding cartoon Farley.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

Supervisor Newsom indicated the matter relating to Conditional Use appeal of 2489-2491 Washington Street, File 011137. (See infra.)

COMMUNICATIONS

Communication from Mayor Willie L Brown, Jr. vetoing File 010891, Tenant Home Ownership; Condominium Type Ownership Structures.

CONSENT AGENDA

Items 1 through 5

Recommendation of the Audit, Labor and Government Efficiency Committee

011135 **[Settlement Of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Renee Craig against the City and County of San Francisco for $67,500.00; the lawsuit was filed on October 10, 2000 in San Francisco Superior Court, Case No. 315711; entitled Renee Craig v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

Recommendation of the Public Health and Environment Committee

011082 **[Grant funds to Arts Commission for Endangered Garden Sunnydale Pump Station]**

Resolution authorizing the Director of the Arts Commission to accept and expend up to $15,000 in federal funds granted through the San Francisco Urban Resources Partnership which is administrated through the Natural Resources Conservation Service, the forest service of the United States Department of Agriculture and the Environment Protection Agency, for the restoration of the Endangered Garden Public Art Project at the Sunnydale Pump Station. (Arts Commission)

Resolution No. 549-01
ADOPTED

Recommendations of the Rules Committee

001792 **[Appointment]**

Resolution appointing William Bisesto, James Matter, Stuart Smith, Douglas Bias, and Tony Hester, terms ending July 1, 2004, and Alan Shipley, term ending July 1, 2003, to the City-Wide Alcoholism Advisory Board.

William Bisesto, succeeding Ted Demisse, seat 6, term expired, must have professional, research or personal interest in alcoholism, for a new three-year term ending July 1, 2004;
James Matter, succeeding William Bisesto, seat 7, term expired, must have professional, research, or personal interest in alcoholism, for a new three-year term ending July 1, 2004;
Stuart Smith, succeeding himself, seat 8, term expired, must have professional, research, or personal interest in alcoholism, for a new three-year term ending July 1, 2004;
Douglas Bias, succeeding himself, seat 9, term expired, must have professional, research, or personal interest in alcoholism, for a new three-year term ending July 1, 2004;
Alan Shipley, succeeding Michael Lawlor, seat 11, must have professional, research, or personal interest in alcoholism, for unexpired portion of three-year term ending July 1, 2003;
Tony Hester, succeeding James Matter, seat 15, term expired, must have professional, research, or personal interest in alcoholism, for a new three-year term ending July 1, 2004.

Resolution No. 545-01
ADOPTED

011057 **[Appointment]**

Resolution appointing Ann Togia. Rose Toney, Deanna Rossi, Marie Hoemke, Mariaelena Alioto, Veroncia Lightfoot. Ann Melamed. Mary Higgins, Carolyn Noble. Peg Strub, Carla Furtado, Ben Loewy, Beth Saiki, Barbara Conner Andersen, Julie McKown, Lisa Kroon, Diedra Epps-Miller, John Balmes, and Micheal Walter Green, terms ending June 30, 2003, to the Asthma Task Force, waiving residency requirement.

Ann Togia, new appointment, seat 1, must be a representative of community-based organization that provides advocacy related to asthma issues in San Francisco, for a new two-year term ending June 30, 2003;
Rose Toney. new appointment, seat 2, must be a representative of community-based organization that provides advocacy related to asthma issues in San Francisco, for a new two-year term ending June 30, 2003;
Deanna Rossi, new appointment, seat 3, must be a representative of childcare coordinating/advocacy organizations, for a new two-year term ending June 30, 2003;
Marie Hoemke (residency requirement waived), new appointment, seat 4, must be an individual who is either person with asthma, the parent of a child with asthma, or an asthma patient advocate, for a new two-year term ending June 30, 2003;
Mariaelena Alioto, new appointment, seat 5, must be an individual who is either person with asthma, the parent of a child with asthma, or an asthma patient advocate, for a new two-year term ending June 30, 2003;
Veroncia Lightfoot, new appointment, seat 6, must be an individual who is either person with asthma, the parent of a child with asthma, or an asthma patient advocate, for a new two-year term ending June 30, 2003;
Ann Melamed, new appointment, seat 7, must be a representative of an environmental health/justice organization, for a new two-year term ending June 30, 2003;
Mary Higgins, new appointment, seat 8, must be a representative of an environmental health/justice organization, for a new two-year term ending June 30, 2003;
Carolyn Noble (residency requirement waived), new appointment, seat 9, must be a representative of a hospital association or health care provider institution, for a new two-year term ending June 30, 2003;
Peg Strub, new appointment, seat 10, must be a representative of a hospital association or health care provider institution, for a new two-year term ending June 30, 2003;
Carla Furtado, new appointment, seat 11, must be a representative of MediCal Managed Care Insurers, for a new two-year term ending June 30, 2003;
Ben Loewy, new appointment, seat 13, must be a representative of lung health/asthma-specific organizations, for a new two-year term ending June 30, 2003;
Beth Saiki, new appointment, seat 14, must be a representative of lung health/asthma-specific organizations, for a new two-year term ending June 30, 2003;
Barbara Conner Andersen, new appointment, seat 15, must be an individual who represents health care professions working with asthmatics, for a new two-year term ending June 30, 2003;
Julie McKown (residency requirement waived), new appointment, seat 16, must be an individual who represents health care professions working with asthmatics, for a new two-year term ending June 30, 2003;
Lisa Kroon, new appointment, seat 17, must be an individual who represents health care professions working with asthmatics, for a new two-year term ending June 30, 2003;
Diedra Epps-Miller, new appointment, seat 18, must be an individual who is an academic researcher or educator concerned with asthma issues, for a new two-year term ending June 30, 2003;
John Balmes (residency requirement waived), new appointment, seat 19, must be an individual who is an academic researcher or educator concerned with asthma issues, for a new two-year term ending June 30, 2003;
Micheal Walter Green (residency requirement waived), new appointment, seat 22, must be an individual who represents tenant interests (non-voting member). for a new two-year term ending June 30, 2003.

Resolution No. 548-01
ADOPTED

011144 [Appointment]

Resolution appointing Marcos Eusebio Gutierrez, term ending June 6, 2002, and Emi Gusukuma, Vram Kouramajian, Phu Nguyen, and Joseph Nwadibid, terms ending June 6, 2003, to the Immigrant Rights Commission, waiving residency requirement.

Marcos Eusebio Gutierrez (residency requirement waived), succeeding Renee Saucedo, Seat 5, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2002;
Emi Gusukuma, succeeding herself, Seat 6, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2003;
Vram Kouramajian (residency requirement waived), succeeding herself, Seat 7, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2003;
Phu Nguyen, succeeding himself, Seat 8, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2003;
Joseph Nwadibid (residency requirement waived), succeeding Anita Friedman, Seat 10, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2003.

Resolution No. 553-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

011224 **[Findings - 3620 19th Street]**

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 99.210C (which would have authorized the development of a residential project comprised of 43 dwelling units and 52 off-street parking spaces, required conditional use approval to develop the project as a Planned Unit Development, with exceptions from rear yard requirements and residential density standards within an RH-2 District and RH-3 District and a 40-X Height and Bulk District, on property located at 3620 19th Street, bounded by 19th Street, 18th Street, Oakwood Street and Guerrero Street), which findings support the decision of the Board of Supervisors to disapprove the decision of the Planning Commission and to approve the Conditional Use Application, subject to the conditions imposed by the Planning Commission and the additional; superseding conditions imposed by the Board of Supervisors. (Clerk of the Board)

(Companion measure to Files 010874, 010875, 10876, 010877.)

Supervisor Peskin moved to amend on Page 4, line 23 insert "p." to read: "The Project shall be in substantial compliance with the plans dated June 18, 2001, incorporated herein by reference, which plans were reviewed and considered by the Board of Supervisors on June 25, 2001 and are on file with the Clerk of the Board in File No. 011224."

AMENDED.

Motion No. M01-83

Supervisor Peskin, seconded by Supervisor Leno, moved that this Motion be APPROVED AS AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

From the Clerk

010881 **[Sewer Service Charges, Fiscal Year 2001-2002]**
Mayor

Ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant to Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code). (Mayor)

(Transmittal date 5/29/01.)

Supervisor McGoldrick moved to refer this item to Committee.

This item must be acted upon by August 29, 2001, by the Board of Supervisors.

Supervisor McGoldrick, seconded by Supervisor Newsom, moved that this Ordinance be REFERRED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Audit, Labor and Government Efficiency Committee

010965 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit by Maximilian Castro against the City and County of San Francisco for $925,000; the lawsuit was filed on December 15, 2000 in San Francisco Superior Court, Case No. 317-475; entitled Maximilian Castro, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are the possible one-time payment of reasonable cost of a future surgery as determined and ordered by the Hon. Sickles James, Judge. (City Attorney)

Ordinance No. 140-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

010884 **[Appropriation, Educational Program for Waterfront Kids]**
Supervisor Sandoval

Ordinance appropriating $150,000 to fund a Marina Waterfront Educational Program for San Francisco youth administered by the Recreation and Park Department, for fiscal year 2000-01.

Supervisor Newsom dissenting in committee.

Supervisor Sandoval moved to continue to July 16, 2001.

Supervisor Sandoval, seconded by Supervisor Daly, moved that this Ordinance be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Housing, Transportation and Land Use Committee

010668 **[Planning Code Amendment, Changing the Designation of 678 Mission Street as a Category III Building]**
Supervisor Peskin

Ordinance changing the designation of 678 Mission Street from Category V (Unrated) to Category III (Contributory) pursuant to Article 11 of the Planning Code, and amending Appendix C of Article 11 to include 678 Mission Street as a Category III building, and to limit alterations to the exterior of 678 Mission Street. (Planning Department)

(Planning Commission Resolution No. 16101 adopted February 22, 2001, Case No. 2000.077G; Report submitted by California Historical Society dated September 2000 on the historic and architectural significance of 678 Mission Street.)

Ordinance No. 162-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

NEW BUSINESS

Recommendation of the Audit, Labor and Government Efficiency Committee

010224 **[Automatic Sprinklers in Residential Hotels]**
Supervisors Newsom, Daly, Leno, Maxwell

Ordinance amending the San Francisco Fire Code by adding Section 900.1.3 and the San Francisco Housing Code by amending Section 904, to require the installation of automatic sprinkler systems in residential hotels, as defined in the ordinance, and providing findings as to local conditions pursuant to the California Health and Safety Code.

PASSED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Public Health and Environment Committee

010142 **[Charity Care Policy Reporting and Notice Requirement]**
Supervisors Maxwell, Ammiano, Leno, Daly, Peskin

Ordinance amending the San Francisco Health Code by adding Sections 129-137 to authorize the Department of Public Health to require hospitals to report on policies and amount of charity care provided and requiring patient notification of policies on charity care.

PASSED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Rules Committee

010946 **[Treasure Island Development Authority]**
Mayor

Resolution approving the re-appointment of Mr. William Fazande to the Board of Directors of the Treasure Island Development Authority. (Mayor)

Resolution No. 546-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010947 **[Treasure Island Development Authority]**
Mayor

Resolution approving the appointment of Ms. Claudine Cheng to the Board of Directors of the Treasure Island Development Authority. (Mayor)

Resolution No. 547-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011141 **[Appointment]**

Resolution appointing Supervisor Tony Hall as a member of the Board of Directors, Golden Gate Bridge Highway and Transportation District.

Supervisor Hall excused in Committee.

Supervisor Peskin moved to excuse Supervisor Hall.

Resolution No. 550-01

Supervisor Peskin, seconded by Supervisor Newsom, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick
Excused: 1 - Hall

011142 **[Appointment]**

Resolution appointing Supervisor Sophie Maxwell as a member to the Peninsula Corridor Study Joint Powers Board.

Supervisor Leno moved to excuse Supervisor Maxwell.

Resolution No. 551-01

Supervisor Leno, seconded by Supervisor Yee, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Newsom, Peskin, Sandoval, Yee
Absent: 1 - McGoldrick
Excused: 1 - Maxwell

011143 **[Appointment]**

Resolution appointing Supervisor Aaron Peskin of the Board of Supervisors to the Bay Conservation and Development Commission.

Supervisor Daly moved to excuse Supervisor Peskin.

Resolution No. 552-01

Supervisor Daly, seconded by Supervisor Leno, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Sandoval, Yee
Excused: 1 - Peskin

010856 [Charter Amendment - Elective Officials]
Supervisors Gonzalez, Leno

Charter amendment (First Draft) to repeal the current Section 13.102 and add a new Section 13.102 to provide for the election of the Mayor, Sheriff, District Attorney, City Attorney, Treasurer, Assessor-Recorder, Public Defender, and members of the Board of Supervisors using a ranked-choice, or "instant run-off" ballot, to require that City voting systems be compatible with a ranked-choice system, and setting date and conditions for the implementation.

This item will be presented to the voters during the March 2002 elections.

Supervisor Leno requested to be added as a co-sponsor.

Supervisor Gonzalez moved to continue to July 9, 2001.

Supervisor Gonzalez, seconded by President Ammiano, moved that this Charter Amendment be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

From Rules Committee "Without Recommendation"

011026 [SB 307, California Japantown Preservation Pilot Project]
Supervisors Gonzalez, Peskin

Resolution urging the Governor and State Legislature to support SB 307 which would create, until July 1, 2004, the California Japantown Preservation Pilot Project, which would require the State Librarian to provide a one-time grant to the City of Los Angeles, the City of San Jose, and the City and County of San Francisco, for the purposes of aiding in the preparation, adoption, or implementation of specific plans that promote the preservation of existing Japantown neighborhoods in those jurisdictions.

Supervisor Gonzalez moved to continued to July 9, 2001.

Supervisor Gonzalez, seconded by Supervisor Leno, moved that this Resolution be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

From Rules Committee With Recommendation "Do Not Pass"

011001 [Ethics Commission Regulation]

Motion vetoing proposed regulation number 67-33-1, adopted by the Ethics Commission on May 14, 2001, that would clarify the time and manner for filing the annual Sunshine Ordinance declaration required by San Francisco Administrative Code 67.33 - Department Head Declaration. (Clerk of the Board)

(Pursuant to Charter Sec. 15.102, Regulations adopted by the Ethics Commission become effective 60 days after the date of adoption unless two-thirds of the members of the Board of Supervisors vote to veto the regulations during the 60-day period.)

Motion No. M01-78

NOT APPROVED by the following vote:

Noes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011002 **[Ethics Commission Regulations]**

Motion vetoing proposed regulation numbers 1.140(k)-1, 1.140(o)-1, 1.142(a)-1, 1.142(a)-2, 1.142(a)-3, 1.144(c)-1, 1.144(d)-1, 1.144(e)-1, 1.148(b)-1, 1.148(d)-1, 1.114-1, 1.128-1, 3.710(a)-1, 3.710(b)-1, 3.710(c)-1, 3.710(d)-1, 3.715(a)-1, 3.715(a)-2, 3.720(a)-1, and 3.730-1, adopted by the Ethics Commission on May 14, 2001, that would implement Propositions O and J (November 7, 2000) and clarify related provisions of the City's Campaign and Governmental Conduct Code. (Clerk of the Board)

(Pursuant to Charter Sec. 15.102, Regulations adopted by the Ethics Commission become effective 60 days after the date of adoption unless two-thirds of the members of the Board of Supervisors vote to veto the regulations during the 60-day period.)

Motion No. M01-79

NOT APPROVED by the following vote:

Noes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SPECIAL ORDER 3:00 P.M.

011137 **[Appeal, Conditional Use, 2489-2491 Washington Street]**

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16161 dated May 10, 2001, approving Conditional Use Application No. 2000.1244C, subject to certain conditions, to mount a total of three panel antennas on the roof and install a non-occupied telephone equipment room on the basement level, as part of Sprint's wireless telecommunications network on a 2-story over basement commercial building, within the Upper Fillmore Neighborhood Commercial District (NCD) and a 40-X Height and Bulk District, pursuant to Section 718.83 of the Planning Code, on property located at: 2489-2491 Washington Street, southeast corner at Fillmore Street; Lot 022, in Assessor's Block 0612.

(Appeal filed on June 11, 2001; Categorically exempt from environmental review process pursuant to Class 1 exemptions of Title 14 of the California Administrative Code; companion measure to Files 011138, 011139, 011140; District 2.)

Supervisor Newsom moved to continue to July 16, 2001.

Supervisor Newsom, seconded by Supervisor Leno, moved that this Hearing be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From the Clerk

(Only one of the following two motions should be adopted)

011138 **[Appeal, Conditional Use, 2489-2491 Washington Street]**

Motion approving decision of the Planning Commission by its Motion No. 16161 approving Conditional Use Application No. 2000.1244C, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Newsom moved to continue to July 16, 2001.

Supervisor Newsom, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011139 **[Appeal, Conditional Use, 2489-2491 Washington Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16161 approving Conditional Use Application No. 2000.1244C, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Newsom moved to continue to July 16, 2001.

Supervisor Newsom, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011140 **[Findings - 2489-2491 Washington Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2000.1244C, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Newsom moved to continue to July 16, 2001.

Supervisor Newsom, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PUBLIC COMMENT

Abdalla Megahed, foreign people;
John Bardis, City budget;
Roger Beasley, pedestrian safety for schools, senior centers;
Eric Hill, animal protection;
Philip Carlson, hearings on 2000 audit;
John DeYoung, beautiful Market Street;
Bill Henslin, cell phone antennas;
Julliet Kelly, cell phone antennas;
Ward, cell phone antennas;
Jennifer Nedameyer, cell phone antennas;
Sella Ovelvern, cell phone antennas;
Gloria Gardner, cell phone antennas;
Kate, cell phone antennas;
Mrs. Gilla, need housing;
Crytal Marquez, cell phone antennas;
Maria Martinez, broken windows in public housing;
Female speaker, more housing;
Victoria, housing for seniors;
Roberto Hernandez, City budget, gang problem;
Father Thomas Quintas, Excelsior Clinic;
Downey Chung, Excelsior Clinic;
Shanno Dodge, Excelsior Clinic;
Tracy Bown Galardo, Excelsior Clinic;
Maria Gonzalez, young queens on the rise funding;
Joanna Brody, queens on the rise funding;
Bob Planthold, Excelsior Clinic;
Edmund, drug treatment program.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 28 through 41

011204 **[Office of Adolescent Health]**
Supervisors Leno, Maxwell, Newsom, McGoldrick

Resolution urging the San Francisco Department of Public Health to create an Office of Adolescent Health.

Resolution No. 554-01
ADOPTED

011206 **[Extending Time-Live/Work units as "loft housing"]**
Supervisor Hall

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the Planning Code to redefine "live/work" units as "loft housing".

Resolution No. 555-01
ADOPTED

011207 **[Storage Space at 150 Otis Street]**
Supervisors Newsom, Daly

Resolution urging the Department of Human Services to increase the amount of storage space at 150 Otis Street from one floor to three floors.

Resolution No. 556-01
ADOPTED

011208 **[SB 877, Arsenic-Treated Wood]**
Supervisors Peskin, Newsom, Daly

Resolution supporting Senate Bill 877, known as the Arsenic-Treated Wood Mandatory Labeling Act, which mandates that all arsenic-treated wood is labeled appropriately.

Resolution No. 557-01
ADOPTED

011209 **[Opposing Separate Schools for Homeless Children]**
Supervisors Yee, Daly

Resolution opposing separate schools for homeless children.

Resolution No. 558-01
ADOPTED

011210 **[Settlement Agreement]**
Supervisors Sandoval, Daly

Resolution urging City agencies approving building permits or taking other actions to authorize construction on the rezoned lots to make their actions consistent with the settlement agreement between New Mission Terrace Improvement Association and the developer, COMAC Investments Inc.

Resolution No. 559-01
ADOPTED

011211 **[Commendation]**
Supervisor Leno

Resolution commending Dana International for her global success and community leadership.

Resolution No. 560-01
ADOPTED

011212 **[Commendation]**
Supervisors Maxwell, Newsom

Resolution commending Angela and Philip Siharath for their continued commitment and dedication to the City's children, working families, and caregivers.

Resolution No. 561-01
ADOPTED

011213 **[Commendation]**
Supervisors Newsom, Hall

Resolution commending the Rev. Ishmeal Burch, organizer of the annual San Francisco Juneteenth Festival and Parade honoring the independence of African American slaves in Texas and the African American community in the City and County of San Francisco.

Resolution No. 562-01
ADOPTED

011214 **[Commendation]**
Supervisors Peskin, Leno, Hall, Newsom

Resolution commending the Chinese American Association of Commerce for its valuable contributions to the community on the occasion of its 21st anniversary and declaring July 28, 2001 as "Chinese American Association of Commerce Day" in San Francisco.

Resolution No. 563-01
ADOPTED

011194 **[Final Map for a 6 Unit Condominium Project]**
Motion approving Final Map of 1344 Balboa Street, a Residential Condominium Project, being a subdivision of Lot 18, Assessor's Block No. 1557, and adopting findings pursuant to City Planning Code Section 101.1 (Public Works Department)

(DPW Order No. 172,773; District 1.)

Motion No. M01-80
APPROVED

011195 **[Final Map for a 11 Unit Commercial / Residential Condominium Project]**
Motion approving Final Map of 500 Masonic Avenue, a Commercial / Residential Condominium Project, being a subdivision of Lot 8A, Assessor's Block No. 1175, and adopting findings pursuant to City Planning Code Section 101.1 (Public Works Department)

(DPW Order No. 173,018; District 5.)

Motion No. M01-81
APPROVED

011219 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-82
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval
Absent: 2 - Maxwell, Yee

SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE

011205 **[Mid-Income Housing Task Force]**
Supervisors Daly, McGoldrick

Resolution establishing the Mid-Income Housing Task Force.

Supervisor McGoldrick requested this item be severed and considered seperately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor McGolderick requested this item be referred to the Rules Committee.
REFERRED to the Rules Committee by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval
Absent: 2 - Maxwell, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011238 **[Repeal Credit of Surplus Business Tax Revenue]**
Supervisor Ammiano

Ordinance amending the Business and Tax Regulations Code to repeal Section 906E of Article 12-A to eliminate the Credit of Surplus Business Tax Revenue.
7/2/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/1/2001. 7/17/01, Referred to the Small Business Commission.

011239 [School Passenger Loading Zones]
Supervisor McGoldrick

Ordinance amending San Francisco Traffic Code Section 38.1 requiring the designation of white zones at all pre-K through 12 schools for the loading and unloading of passengers during school hours.
7/2/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/1/2001.

011240 [School Bus Loading Zones]
Supervisor McGoldrick

Ordinance amending San Francisco Traffic Code Section 33.5 establishing special school bus loading zones at all pre-K through 12 school sites.
7/2/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/1/2001.

011241 [Finance Committee approval of transfers exceeding five percent]
Supervisor Peskin

Ordinance amending Section 3.18 of the San Francisco Administrative Code to provide that transfers of appropriated funds within the same fund and governmental unit which exceed five percent of the original appropriation shall be approved by the Finance Committee of the Board of Supervisors.
7/2/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/1/2001.

011242 [Requiring situs and/or street name on recorded documents]
Supervisor Yee

Ordinance amending Article 12C of Part III of the San Francisco Municipal Code (Real Property Tax) by amending Section 1102.1 thereto to require that every document pertaining to real property that is submitted for recordation show on the face of the document the commonly-known situs and/or street name and number of the real property described therein.
7/2/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/1/2001.

011271 [Passenger zones designated as tow-away zones]
Supervisor McGoldrick

Ordinance amending San Francisco Traffic Code Section 38.C authorizing the towing away of vehicles parked in designated passenger loading zones.
7/2/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/1/2001.

Resolutions

011203 **[Live/Work Task Force]**
Supervisor Ammiano

Resolution extending the deadline for the Live/Work Task Force until July 22, 2001, authorizing the Task Force to submit its report to the Board of Supervisors on July 22, 2001 and ratifying all meetings of the votes taken by the Task Force between July 1, 2001 and the effective date of this resolution.
6/25/01, RECEIVED AND ASSIGNED to Rules Committee.

7/2/01, SUBSTITUTED. Supervisor Ammiano submitted a substitute resolution bearing new title.

7/2/01, ASSIGNED to Rules Committee.

011243 **[Continuum of Care Plan]**
Supervisor Gonzalez

Resolution amending the Continuum of Care Plan to make the City department representatives on the Local Homeless Coordinating Board non-voting members and designating that two of the neighborhood/community representatives be appointed by the Board of Supervisors.
7/2/01, RECEIVED AND ASSIGNED to Rules Committee.

011244 **[Fluorescent yellow-green school crossing]**
Supervisor McGoldrick

Resolution urging the Department of Parking and Traffic to install new oversized, state approved florescent yellow-green school crossing and pedestrian crossing signage and yellow ladder style markings at crosswalks contiguous to all pre-K through grade 12 posted school zones and ladder style crosswalks contiguous to senior centers, senior housing complexes, hospitals, major parks, youth recreation centers, public museums, and performing arts centers.
7/2/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011245 **[Violeta Marasigan Avenue Rename]**
Supervisors Sandoval, Daly

Resolution renaming Phelan Avenue, from Flood Avenue to Ocean Avenue, Violeta Marasigan Avenue.
7/2/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee. 7/11/01, Referred to Public Works, Parking and Traffic, Chief of Police, and Fire Department for review and comments.
8/2/01, From Emergency Communications Department (SFPD), responding that there would be excessive work at City College if name changed.
8/7/01, From Department of Parking and Traffic, responding that City College would experience most impact from change.

011246 **[Grant for Mentally Ill Offender Program]**
Supervisor Sandoval

Resolution authorizing the Sheriff's Department to accept a grant in the amount of $3,488,400 from the State Board of Corrections and expend the amount of $1,142,372 for a Mentally Ill Crime Reduction Demonstration Grant (MIOCRG).
7/2/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011247 **[SB 531, California Renewable Energy Portfolio Standard]**
Supervisors Ammiano, Leno, Peskin, Maxwell

Resolution supporting Senate Bill 531 (Sher), establishing a renewable energy portfolio standard requiring that twenty percent (20%) of California's energy come from renewable resources by 2010.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011248 **[Gift - Recreation and Park Department]**
Supervisors Hall, Newsom

Resolution approving the acceptance and expenditure of a gift valued at approximately $600,000.00 from the Byron Dorn, Jr. Revocable Trust for maintenance and improvement of existing parks in San Francisco.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011249 **[Foster Youth Transition into Adulthood]**
Supervisors Newsom, Leno, Maxwell

Resolution acknowledging an on-going responsibility to foster youth as they transition into adulthood and ensuring that the City and County of San Francisco will meet that responsibility by helping to provide safe affordable, and supportive housing for these youth.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011250 **[Battery Recycling Program]**
Supervisors Sandoval, Peskin

Resolution urging the City and County of San Francisco to request that City departments purchase and use only rechargeable batteries and urging the City and County of San Francisco to increase battery recycling.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011251 **[Confucius Day]**
Supervisors Yee, Hall

Resolution celebrating the teachings of Confucius and proclaiming September 28, 2001, "Confucius Day" in the City and County of San Francisco.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011252 **[Filipino Veterans]**
Supervisors Yee, Leno, Peskin, Newsom, Hall, Daly

Resolution urging the President and Congress of the United States to recognize and restore U.S. Veterans status, with equal and full military benefits and compensations under programs administered by the Secretary of Veterans Affairs to Filipino World War II Veterans.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011253 [ACA 10, Educational Revenue]
Supervisor Leno

Resolution urging passage of ACA 10, Assemblyman David Cogdill's educational revenue augmentation fund bill.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011254 [Commendation]
Supervisors Leno, Maxwell, McGoldrick, Daly

Resolution commending the U.S. Department of Housing and Urban Development for awarding nearly $448 million in new vouchers to subsidize the cost of housing for 79,000 families, 1,385 of which will be distributed in San Francisco at a value of $14,507,187.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011255 [Commendation]
Supervisors Maxwell, Leno, McGoldrick, Newsom, Daly

Resolution commending James B. Morales for his dedication and service upon his departure from the Redevelopment Agency of the City and County of San Francisco.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011256 [Proclamation]
Supervisors Peskin, Leno, Newsom

Resolution declaring July 2, 2001 Phil Frank Day in the City and County of San Francisco to honor the cartoonist Phil Frank.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011257 [Commendation]
Supervisors Yee, Newsom

Resolution commending Commissioner Harry Paretchan on the occasion of his retirement from the Health Service System Board after 35 years of service to the City and County of San Francisco.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011258 [Commendation]
Supervisors Leno, Daly

Resolution commending the SMMILE Board and the South of Market Bare Chest Calendar for outstanding service to the community and contributions to local charity organizations.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

010597 [Power and Water Authority]
Supervisors Newsom, Hall

Charter amendment (Fifth Draft) to repeal Sections 4.112, 16.103 and A8.508, amend Sections 9.107, 3.101 and A8.500, and add new Sections 4.134, 4.135, 4.136, 4.137, 4.138 and 4.139 to: eliminate the Public Utilities Commission; form a Power and Water Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition, be responsible for the generation, sale and transmission of electricity, steam and other energy and be responsible for proposing ordinances setting energy and water efficiency goals and standards that may become effective without action by the Board of Supervisors; and remove authority for the transfer of excess surplus utility funds to the City's General Fund.

(Fiscal impact.)

4/2/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/2/2001.

4/9/01, SUBSTITUTED. Supervisor Newsom submitted a substitute charter amendment (Second Draft) bearing new title.

4/9/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/9/2001.

4/16/01, SUBSTITUTED. Supervisor Newsom submitted a substitute charter amendment (Third Draft), approved as to form, bearing new title.

4/16/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 5/16/2001.

5/21/01, SUBSTITUTED. Supervisor Newsom submitted a substitute charter amendment (Fourth Draft), approved as to form, bearing new title.

5/21/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 6/20/2001.

7/2/01, CALLED FROM COMMITTEE. Pursuant to Rule 2.14 Supervisor Newsom called this measure from the Rule Committee for consideration July 16, 2001.

Pursuant to Rule 2.14 Supervisor Newsom called this measure from the Rule Committee for consideration July 16, 2001.
CALLED FROM COMMITTEE.

Requests for Hearing

011259 [AT&T Cable Services]
Supervisor Ammiano

Hearing to consider customer service provided by AT&T Cable Services.
7/2/01, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

011260 [Idriss "Scotty" Stelley]
Supervisor Ammiano

Hearing to consider the shooting of Idriss "Scotty" Stelley at the Metreon Theatre.
7/2/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011261 [Painting of Pedestrian Cross-Walks]
Supervisor McGoldrick

Hearing on the practices of the Department of Public Works and the Department of Parking and Traffic in scheduling painting of pedestrian cross-walks.
7/2/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011262 [Report from Bicycle Advisory Committee]
Supervisor McGoldrick

Hearing to consider the regular quarterly report from the Bicycle Advisory Committee.
7/2/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011263 [Performance Audits]
Supervisor Newsom

Hearing to discuss current procedures for performance audits of City departments in order to develop a citywide procedure and a set of criteria to be used to trigger audits and track whether City departments have complied with recommendations in the audit findings. The hearing will focus on, but not limited to, the following: (1) What are the criteria used to select departments for performance audits; (2) Which City department was last audited and what were the findings and/or recommendations; (3) What measures are in place to track City department compliance to recommendations; (4) What are the costs for implementing such audits; (5) What is the feasibility of having outside agencies perform audits on City departments; 6) Department heads should plan on attending the hearing if your department has had an audit within the last year when the hearing is scheduled.
7/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011264 [City's Incentive Savings Account Program]
Supervisor Newsom

Hearing on the current status of the City's Incentive Savings Account Program for City departments and ways in which to improve the efforts of departments to best utilize the Incentive Savings Account.
7/2/01, RECEIVED AND ASSIGNED to Finance Committee.

011265 [Incorporation of DPT into MTA]
Supervisor Newsom

Hearing on the 1999 Charter Amendment, Proposition E, requiring the incorporation of the Department of Parking and Traffic into the Municipal Transportation Authority.
7/2/01, RECEIVED AND ASSIGNED to Rules Committee.

011266 [Status of Parking Lot at the Hall of Justice]
Supervisor Newsom

Hearing regarding the status of the parking lot at the Hall of Justice at 850 Bryant Street, and possible means of alternative sites for parking and incentives for jurors to subsidize modes of transit used.
7/2/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011267 [311 Emergency Services Line]
Supervisor Newsom

Hearing regarding the feasibility of implementing a 311 emergency line in the City and County of San Francisco to expedite the dispatch of emergency and paramedic services and to reform our emergency and paramedic services offered by the Fire Department and the Department of Public Health.
7/2/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011268 [San Francisco Redistricting Process]
Supervisor Yee

Hearing to discuss the process by which San Francisco's supervisorial districts will be redrawn, and the timeline by which this will take place.
7/2/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Motions

011269 [Committee of the Whole Budget Meetings]
Supervisors Daly, Sandoval, McGoldrick, Gonzalez

Motion setting a special meeting of the Board of Supervisors on July 14, 2001 at 10:00 AM, and a Committee of the Whole on July 23, 2001 at 3:00 PM.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011270 [Return of Paramedics to the Health Department]
Supervisor Yee

Motion requesting the Budget Analyst to compare the current status of the Health Department and Fire Department EMS Merger to the the Budget Analyst report done prior to the merger.
7/2/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011220 [Fiscal Year 2001-2002 Patient Rates for the Department of Public Health]
Ordinance amending the San Francisco Health Code by amending Section 128 thereof, to fix Patient Rates for services furnished by Department of Public Health, effective July 1, 2001. (Public Health Department)
6/27/01, RECEIVED AND ASSIGNED to Finance Committee.

PROPOSED RESOLUTIONS

011193 **[Settlement of Claim]**

Resolution approving the settlement of the unlitigated claim filed by Knickerbocker Properties XXXIII against San Francisco for $44,284.24; claim was filed on 04-06-2001; additional material terms of said settlement is the signing of full and final release of the City and County of San Francisco. (City Attorney)

6/21/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011197 **[Grant Amendment, State Water Resources Control Board]**

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to enter into an amended agreement with the State Water Resources Control Board reducing the original grant amount of $516,500 to $452,635 and providing indirect costs in the amended amount of $54,502 for the period of July 1, 2000 through June 30, 2001. (Public Health Department)

6/22/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the July 10, 2001 meeting.

011221 **[Settlement of Claim]**

Resolution approving the settlement of the unlitigated claim filed by Christine Dean against San Francisco for $32,000; claim was filed on October 30, 2000; additional material term of said settlement is the signing of liability against the City and County of San Francisco. (City Attorney)

6/27/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011223 **[Traffic Regulations - Bike lanes on both sides of Polk Street between Turk and Post Streets]**

Resolution enacting traffic regulations on a portion of Polk Street. (Parking and Traffic Department)

6/27/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011233 **[Occupation of Morris Street during construction of a live/work lofts at 111 Morris St.]**

Resolution granting revocable permission to Nibbi Brothers General Contractors for one (1) year to temporarily close and occupy the east side of the sidewalk and the parking lane on Morris Street, at the corner of the Morris-Bryant Street intersection during construction of a live-work lofts at 111 Morris Street (Block 3778, Lot 044). (Public Works Department)

6/25/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Requests Granted

From: Supervisor Ammiano
To: General Manager, Public Utilities Commission
Requesting/Inquiring: Requesting a feasibility analysis of using wind power to generate hydrogen fuel for fuel cells.

From: Supervisor Daly
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the Department's position regarding the use of environmentally friendly vehicles for its enforcement vehicles.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft an initiative ordinance to restrict construction that casts shadows on schools in San Francisco for placement of November's ballot by four members of the Board of Supervisors.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To draft legislation to rename 4th Street at Townsend in honor of Chris Robertson, a bicyclist struck and killed on this street.

From: Supervisor Hall
To: Director, Department of Environmental Health, San Mateo County
Requesting/Inquiring: To provide the legislative digest and any other public records, relevant to item # 12 on the San Mateo County Board of Supervisors July 3, 2001 meeting agenda that will determine the County's intent in considering this legislation.

From: Supervisors Leno, Peskin
To: City Attorney
Requesting/Inquiring: To draft legislation that would prohibit city employees from referring individuals with matters pending before the employee's agency to lobbyists for the purpose of representing those individuals before that employee's agency.

From: Supervisors Leno, McGoldrick
To: City Attorney
Requesting/Inquiring: To draft legislation requiring the Board of Appeals to videotape their hearings, and Citywatch to air the hearings; as the Board of Appeals is the final appeal body for many matters of city business and deserves the greatest access possible for the public.

From: Supervisor Maxwell
To: General Manager, Public Utilities Commission
Requesting/Inquiring: To investigate and report on Decentralized Waste Treatment Options and Site Specific Studies, including:
1. Information on decentralized waste treatment options for San Francisco, including past studies and plans;
2. And site specific studies for waste treatment for any future development projects including but not limited to Mission Bay, Hunters Point Shipyard and Candlestick Stadium developments. Including any grants received by the Commission, including the funding source to conduct these studies and reports.

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft legislation establishing a Citizens Advisory Committee for Pedestrian Safety.

From: Supervisor Newsom

To: Executive Director, Department of Parking and Traffic
Requesting/Inquiring: To investigate and report on the status of the Department's adult school crossing guard program and the Department's incapacity to manage the program efficiently, as well as the feasibility of the San Francisco Unified School District managing such a program.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft an ordinance utilizing the proposed amendments (legal test of Prop M) to Appendix 6, Section 5 of the San Francisco Administrative Code and include regulations regarding the abandonment of corporate taxi cab medallions after 10 percent or more of ownership.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft an ordinance requiring City departments to purchase and use only rechargeable batteries and to develop a program to increase battery recycling.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft legislation that would clearly define limousines for hire as commercial vehicles and prohibit limousines for hire from parking in residential areas.

From: Supervisor Sandoval
To: General Manager, Municipal Transportation Agency
Requesting/Inquiring: To investigate and report on the feasibility of rerouting bus lines 29 or 54 along Persia Avenue. Persia Avenue is impacted by the 29 and 54 buses in both directions as well as school buses going to and from Cleveland Elementary School and Luther Burbank Middle School during the school year.

From: Supervisor Sandoval
To: Director, Department of Public Works
Requesting/Inquiring: To report on the Department's efforts to negotiate a new contract with Caltrans and a first time contract with BART regarding the assignment of responsibility for the maintenance of Highway 280 and BART property, respectively.

From: Supervisor Yee
To: City Attorney
Requesting/Inquiring: To draft a report and necessary legislation to return the City's paramedics to the Department of Public Health. The report and legislation should take all of the following into consideration:
Local 790 and Local 798 Contracts and Negotiations
Health Commission Resolution 10-97
Fire Commission Resolution 97-02
Amendments to Health Code Section 112
Board of Supervisors Resolution 369-97 and Ordinance 136-97
Emergency Medical Service Agency Approvals
Charter Retirement provisions for public safety employees
Civil Service Rule Changes

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Virginia Molinari (Supervisor Hall)
Mortimer Adler (Supervisor McGoldrick)
Margaret Kilgallen (Supervisor Gonzalez)
Joseph J. Basile (Supervisor Sandoval)

ADJOURNMENT

There being no further business, the Board at the hour of of 5:00 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 1 4 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, July 9, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 28

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Maxwell, McGoldrick, Yee - 3.

Quorum present.

Supervisors McGoldrick and Maxwell were noted present at 2:01 p.m.

Supervisor Yee was noted present at 2:02 p.m.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 5

Recommendation of the Audit, Labor and Government Efficiency Committee

011135 **[Settlement Of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Renee Craig against the City and County of San Francisco for $67,500.00; the lawsuit was filed on October 10, 2000 in San Francisco Superior Court, Case No. 315711; entitled Renee Craig v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 164-01
FINALLY PASSED

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

011086 **[Private grant for the Kinship Support Network]**
Supervisors Newsom, Sandoval

Resolution authorizing the Department of Human Services to accept retroactively and expend a grant in the amount of $20,000 from the Ford Foundation, Innovations in American Government 2000 Award Program for the implementation of the San Francisco Kinship Support Network. (Human Services Department)

Resolution No. 570-01
ADOPTED

011088 **[State grant for the Community Resource Computer Learning Center]**
Supervisors Leno, Newsom, Sandoval

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $700,000 from the State of California, Governor's Office of Emergency Services for the implementation of the Community Resource Computer Learning Center. (Human Services Department)

Resolution No. 572-01
ADOPTED

011091 **[Private grant funds for the S.F. Club Siblings Camp]**
Supervisors Newsom, Sandoval

Resolution authorizing the Department of Human Services to accept retroactively and expend a grant in the amount of $20,000 from the Zellerbach Family Fund for the implementation of the San Francisco Club Siblings Camp. (Human Services Department)

Resolution No. 574-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Severed from Consent Agenda

011087 **[Private grant for the S.F. Children's Faith Initiative]**

Resolution authorizing the Department of Human Services to accept retroactively and expend a grant in the amount of $300,000 from the Stuart Foundation for the implementation of the San Francisco Children's Faith Initiative. (Human Services Department)

Supervisor Peskin requested this matter be severed so that it could be considered separately.

Resolution No. 571-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

010891 **[Tenant Home Ownership; Condominium Type Ownership Structures]**

Supervisors McGoldrick, Daly

Ordinance amending the San Francisco Subdivision Code by amending Sections 1302, 1308, 1359, 1388, 1396, and 1396.1 and by adding Section 1316, to provide tenant home ownership and to regulate the formation of certain condominium-type ownership structures where an exclusive right of occupancy exists but is not specified in the deed, to amend the annual condominium conversion requirements pertaining to tenants and owner occupants, to amend the definition of tenant, to exempt certain tenancies-in-common from the annual limit on condominium conversions, to create a special lottery process for purchasing tenants, to create an exemption from the lottery for two unit buildings where at least one unit has been owner occupied for one year prior to application for conversion, to create a pool of 200 conversions with restrictions on resale price in the condominium lottery specifically for purchasing tenants of median income or less, to increase the conversion limit to 200 units and 200 units with restrictions on resale price and to make these limits permanent, and to add and amend other definitions to implement these measures.

Note: This action requires two-thirds vote. The Board may not amend the ordinance and may only vote in favor or in opposition to the veto override.
The Board of Supervisors must act on the veto override within 30 days of the date of the veto. The Mayor vetoed the Ordinance on June 29, 2001. Therefore, the Board will loose the ability to override veto unless it votes on the veto overide on or before July 29, 2001.

Ordinance No. 161-01

ADOPTED OVER THE MAYOR'S VETO by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Hall, Newsom, Yee

Appointment of President Pro Tempore

At the request of the President, Supervisor Peskin assumed the Chair for a brief period.

The President resumed the Chair shortly thereafter.

From the Clerk

(Only one of the following two motions should be adopted.)

010978 **[Appeal, Conditional Use, 501-503 Laguna Street]**

Motion approving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Motion No. M01-85

APPROVED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Daly, Yee

010979 **[Appeal, Conditional Use, 501-503 Laguna Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16145, approving Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

TABLED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010980 **[Findings - 501-503 Laguna Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2001.072C, on property located at 501-503 Laguna Street, northwest corner at Fell Street, for action by the Board at its next meeting. (Clerk of the Board)

Motion No. M01-87

APPROVED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Daly, Yee

Recommendation of the Audit, Labor and Government Efficiency Committee

010224 **[Automatic Sprinklers in Residential Hotels]**

Supervisors Newsom, Daly, Leno, Maxwell

Ordinance amending the San Francisco Fire Code by adding Section 900.1.3 and the San Francisco Housing Code by amending Section 904, to require the installation of automatic sprinkler systems in residential hotels, as defined in the ordinance, and providing findings as to local conditions pursuant to the California Health and Safety Code.

Ordinance No. 165-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Public Health and Environment Committee

010142 [Charity Care Policy Reporting and Notice Requirement]
Supervisors Maxwell, Ammiano, Leno, Daly, Peskin

Ordinance amending the San Francisco Health Code by adding Sections 129-137 to authorize the Department of Public Health to require hospitals to report on policies and amount of charity care provided and requiring patient notification of policies on charity care.

Ordinance No. 163-01
FINALLY PASSED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Rules Committee

010856 [Charter Amendment - Elective Officials]
Supervisors Gonzalez, Leno

Charter amendment (First Draft) to repeal the current Section 13.102 and add a new Section 13.102 to provide for the election of the Mayor, Sheriff, District Attorney, City Attorney, Treasurer, Assessor-Recorder, Public Defender, and members of the Board of Supervisors using a ranked-choice, or "instant run-off" ballot, to require that City voting systems be compatible with a ranked-choice system, and setting date and conditions for the implementation.

This item will be presented to the voters during the March 2002 elections.

ORDERED SUBMITTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Yee

From Rules Committee "Without Recommendation"

011026 [SB 307, California Japantown Preservation Pilot Project]
Supervisors Gonzalez, Peskin

Resolution urging the Governor and State Legislature to support SB 307 which would create, until July 1, 2004, the California Japantown Preservation Pilot Project, which would require the State Librarian to provide a one-time grant to the City of Los Angeles, the City of San Jose, and the City and County of San Francisco, for the purposes of aiding in the preparation, adoption, or implementation of specific plans that promote the preservation of existing Japantown neighborhoods in those jurisdictions.

Resolution No. 567-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

011061 **[Federal grant for District Attorney's Community Prosecution Program - Operation Second Chance]**
Supervisors Newsom, Sandoval, Leno, Maxwell

Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to accept and expend funds in the amount of $179,250 made available through the United States Department of Justice, Bureau of Justice Assistance, for the implementation of a community prosecution project entitled "Operation Second Chance", and waiving indirect costs due to funding constraints. (District Attorney)

Resolution No. 568-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011085 **[Federal grant for the San Francisco Collaboration to Address Domestic Violence and Child Maltreatment]**
Supervisors Leno, Newsom, Sandoval, Maxwell

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $1,048,140 from the U.S. Department of Health and Human Services, Administration on Children, Youth and Families for the implementation of the San Francisco Collaboration to Address Domestic Violence and Child Maltreatment. (Human Services Department)

Resolution No. 569-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011089 **[Private Grant for the S.F. Family-to-Family Initiative]**
Supervisors Leno, Newsom, Sandoval, Maxwell

Resolution authorizing the Department of Human Services to accept retroactively and expend a grant in the amount of $500,000 from the Anne E. Casey Foundation for the implementation of the San Francisco Family-to-Family Initiative. (Human Services Department)

Resolution No. 573-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Housing, Transportation and Land Use Committee

010360 **[Zoning Map Amendment - Arco Way]**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco, Section Map 11, to change the use district designation of Assessor's Block 3154, Lots 24, 25, 26, 27, 28, 32, 37, 38, 39, and 51 on Arco Way from P (Public District) to RH-1 (Residential, House, One-Family District) and adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

(Planning Commission Resolution No. 16058 adopted December 14, 2000 recommending adoption of the amendment (Case No. 200.052RZ) as presented in the proposed ordinance; Planning Commission Motion No. 16057 affirming the decision to issue a Negative Declaration, as prepared by the Planning Department and amended on December 14, 2000; Negative Declaration adopted and issued December 14, 2000.)

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011101 **[Landmark Designation, 261-271 Columbus Avenue]**

Supervisors Peskin, Leno, Newsom, Gonzalez, Ammiano, Sandoval, Maxwell

Ordinance amending Appendix A of Planning Code Article 10 to designate 261-271 Columbus Avenue, City Lights Bookstore, as Landmark No. 228.

7/9/01 - Supervisor Peskin moved an amendment of the whole bearing same title.

AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Supervisor Peskin, seconded by Supervisor McGoldrick, moved that this Ordinance be PASSED ON FIRST READING AS AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010937 **[Occupancy of the south side of Howard Street during construction operations at 405 Howard Street]**

Resolution granting revocable permission to Webcor Builders to temporarily close and occupy a portion of the sidewalk and parking lane on the southerly side of Howard Street, between 1st and Fremont Streets, during construction operations at 405 Howard Street (Assessor's Block 3737, Lot 1). (Public Works Department)

Resolution No. 565-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011010 **[Occupation of California Street & Montgomery Street during the renovation of the Omni Hotel at 500 California Street]**

Resolution granting revocable permission to Webcor Builders for a one (1) year extension to temporarily close and occupy a portion of the sidewalk and parking lane on the north side of California Street, west side of Montgomery Street and the northwest corner of the California - Montgomery Street intersection during the renovation of the Omni Hotel at 500 California Street (Block 240, Lot 003). (Public Works Department)

Resolution No. 566-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Rules Committee

010844 [Storage Container Removal and Storage]
Supervisors Ammiano, Gonzalez

Ordinance amending the San Francisco Public Works Code by adding Sections 1407-1415 to create procedures for the removal of personal property and storage containers from public and private property and for the storage of property and encouraging City departments to create additional free storage facilities.

(Supervisor Hall dissenting in committee.)

President Ammiano moved to rerefer to the Rules Committee.
RE-REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011165 [Citizens Advisory Committee on Elections]
Supervisors Hall, Gonzalez, Sandoval, Newsom, Daly

Ordinance reconstituting the Citizens Advisory Committee on Elections by changing procedures and requirements for appointment of its members and prohibiting certain office-holding and campaign and lobbying activities by its members.

Supervisor Hall moved to continue to July 16, 2001.
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010888 [Pedestrian Safety and Street Resurfacing]
Supervisors Ammiano, Peskin, Sandoval, Hall, Gonzalez, Maxwell

Resolution establishing a Pedestrian Safety and Street Resurfacing Working Group to review existing and projected capital needs related to the backlog of pedestrian safety, disability access, bicycle safety, street resurfacing and school area safety projects; establishing the membership, staffing and scope of work for the Working Group; and establishing August 1, 2001 as the date the Working Group will provide its recommendations to the Board of Supervisors and the San Francisco County Transportation Authority regarding existing and potential funding sources, including a potential General Obligation bond issue, that are most appropriate to meet these capital needs.

Resolution No. 564-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010809 [Rules of Order Amendment, Business Tax Restructuring Committee]
Supervisor Ammiano

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco, by adding Section 5.9.5, thereby creating a new Business Tax Restructuring Committee of the Board.

7/9/01 - Supervisor Ammiano presented an amendment of the whole bearing new title.
Supervisor McGoldrick, seconded by Supervisor Leno, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco, by adding Rule 5.9.5, to create a new Business Tax Restructuring Committee of the Board and by amending Rule 5.10 to provide that the Business Tax Restructuring Committee shall be a fiscal committee.

7/9/01 - Supervisor Leno moved to amend on line 6 after "committee" add "for the sole purpose of the consideration of business tax issues." On line 17 delete "and the Business Tax Restructuring Committee"; on line 18 after "Board" insert "the Business Tax Restructuring Committee shall be a "fiscal committee" for the sole purpose of the consideration of business tax issues".
AMENDED.

Motion amending the Rules of Order of the Board of Supervisors of the City and County of San Francisco, by adding Rule 5.9.5, to create a new Business Tax Restructuring Committee of the Board and by amending Rule 5.10 to provide that the Business Tax Restructuring Committee shall be a fiscal committee for the sole purpose of the consideration of business tax issues.

Motion No. M01-84
APPROVED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

CALLED FROM RULES COMMITTEE by Supervisor Newsom

010597 **[Power and Water Authority]**
Supervisors Newsom, Hall

Charter amendment (Fifth Draft) to repeal Sections 4.112, 16.103 and A8.508, amend Sections 9.107, 3.101 and A8.500, and add new Sections 4.134, 4.135, 4.136, 4.137, 4.138 and 4.139 to: eliminate the Public Utilities Commission; form a Power and Water Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition. be responsible for the generation, sale and transmission of electricity, steam and other energy and be responsible for proposing ordinances setting energy and water efficiency goals and standards that may become effective without action by the Board of Supervisors; and remove authority for the transfer of excess surplus utility funds to the City's General Fund.

(Fiscal impact.)

7/9/01 - Supervisor Newsom presented an amendment of the whole bearing new title.
Supervisor Newsom, seconded by Supervisor Hall, moved that this Charter Amendment be AMENDED. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Charter amendment (Sixth Draft) to repeal Sections 4.112, and A8.508, amending Sections 3.101, 9,107, 16.103 and A8.500, and adding new Sections 4.140, 4.141, 4.143, 4.144, 4.145 and 4.146 and 4.147 to: (1) eliminate the Public Utilities Commission; (2) form a Power and Water Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition, be responsible for (a) the generation, sale and transmission of electricity, steam and other energy and (b) proposing ordinances setting energy and water efficiency goals and standards that may become effective without action by the Board of Supervisors; (3) modify authority for the transfer of excess surplus utility funds to the City's General Fund.

(Fiscal impact.)

Re-referred to the Rules Committee.
RE-REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SPECIAL ORDER 3:00 P.M.

002092 [Public Hearing]
Hearing to consider proposed Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the use restrictions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan amendment is consistent with the City's General Plan and Eight Priority Policies of the City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)
(Companion measure to File 001861.)

Supervisor Maxwell moved to continued to August 13, 2001.
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From Public Health and Environment Committee

001861 [Amendment to the India Basin Industrial Park Redevelopment Plan to modify use restrictions and parking and loading requirements]
Supervisor Katz

Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the land use provisions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)

Supervisor Maxwell moved to continued to August 13, 2001.

CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

COMMITTEE REPORTS

From Rules Committee

011203 [Live/Work Task Force]
Supervisor Ammiano

Resolution extending the deadline for the Live/Work Task Force until July 22, 2001, authorizing the Task Force to submit its report to the Board of Supervisors on July 22, 2001 and ratifying all meetings of the votes taken by the Task Force between July 1, 2001 and the effective date of this resolution.

Resolution No. 580-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

PUBLIC COMMENT

Abdalla Megahed, budget;
Mike Peltriss, gay bath houses;
John Bardis, reform budget process;
Robert O'Malley, public telephones;
Male speaker, litigation against the City;
Charlotte Siggins, foster youth;
Drosell Davis, support after care for foster youth;
Anthony Silver, support after care for foster youth;
Doug Largen, wireless communication problem;
David Berman, support more wireless communication;
Mark Longwood, wireless communication concerns;
Gordon Pencoll, wireless communication concerns;
Mark Lear, wireless communication concerns;
Phillip Carter, parking garage, Golden Gate Park Concourse;
Steve Eastman, wireless communication concerns;
Mike Brown, Oceanview area youth and budget;
Dion Johnson, Inner City Youth needs space for program;
David Miles, Saturday closure for Golden Gate Park;
Chris Bowman, charter amendment process;
George R. Williams, emergency communications building;
Wendy Austin, Inner City Youth needs funding.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 31 through 47

011108 **[Commendation]**
Supervisor Leno

Resolution commending the California Court of Appeal First Appellate District for rejecting a challenge by housing developers to a Napa, California inclusionary housing law that requires low-cost units in every new housing development.

Resolution No. 577-01
ADOPTED

011247 [SB 531, California Renewable Energy Portfolio Standard]
Supervisors Ammiano, Leno, Peskin, Maxwell

Resolution supporting Senate Bill 531 (Sher), establishing a renewable energy portfolio standard requiring that twenty percent (20%) of California's energy come from renewable resources by 2010.

Resolution No. 581-01
ADOPTED

011248 [Gift - Recreation and Park Department]
Supervisors Hall, Newsom

Resolution approving the acceptance and expenditure of a gift valued at approximately $600,000.00 from the Byron Dorn, Jr. Revocable Trust for maintenance and improvement of existing parks in San Francisco.

Resolution No. 582-01
ADOPTED

011249 [Foster Youth Transition into Adulthood]
Supervisors Newsom, Leno, Maxwell

Resolution acknowledging an on-going responsibility to foster youth as they transition into adulthood and ensuring that the City and County of San Francisco will meet that responsibility by helping to provide safe affordable, and supportive housing for these youth.

Resolution No. 583-01
ADOPTED

011250 [Battery Recycling Program]
Supervisors Sandoval, Peskin

Resolution urging the City and County of San Francisco to request that City departments purchase and use only rechargeable batteries and urging the City and County of San Francisco to increase battery recycling.

Resolution No. 592-01
ADOPTED

011251 [Confucius Day]
Supervisors Yee, Hall

Resolution celebrating the teachings of Confucius and proclaiming September 28, 2001, "Confucius Day" in the City and County of San Francisco.

Resolution No. 584-01
ADOPTED

011252 [Filipino Veterans]
Supervisors Yee, Leno, Peskin, Newsom, Hall, Daly

Resolution urging the President and Congress of the United States to recognize and restore U.S. Veterans status, with equal and full military benefits and compensations under programs administered by the Secretary of Veterans Affairs to Filipino World War II Veterans.

Resolution No. 585-01
ADOPTED

011253 [ACA 10, Educational Revenue]
Supervisor Leno

Resolution urging passage of ACA 10, Assemblyman David Cogdill's educational revenue augmentation fund bill.

Resolution No. 586-01
ADOPTED

011254 [Commendation]
Supervisors Leno, Maxwell, McGoldrick, Daly

Resolution commending the U.S. Department of Housing and Urban Development for awarding nearly $448 million in new vouchers to subsidize the cost of housing for 79,000 families, 1,385 of which will be distributed in San Francisco at a value of $14,507,187.

Resolution No. 587-01
ADOPTED

011255 [Commendation]
Supervisors Maxwell, Leno, McGoldrick, Newsom, Daly

Resolution commending James B. Morales for his dedication and service upon his departure from the Redevelopment Agency of the City and County of San Francisco.

Resolution No. 588-01
ADOPTED

011256 [Proclamation]
Supervisors Peskin, Leno, Newsom

Resolution declaring July 2, 2001 Phil Frank Day in the City and County of San Francisco to honor the cartoonist Phil Frank.

Resolution No. 589-01
ADOPTED

011257 **[Commendation]**
Supervisors Yee, Newsom

Resolution commending Commissioner Harry Paretchan on the occasion of his retirement from the Health Service System Board after 35 years of service to the City and County of San Francisco.

Resolution No. 590-01
ADOPTED

011258 **[Commendation]**
Supervisors Leno, Daly

Resolution commending the SMMILE Board and the South of Market Bare Chest Calendar for outstanding service to the community and contributions to local charity organizations.

Resolution No. 591-01
ADOPTED

011231 **[Final Map for a 12 Unit Mixed Use Condominium Project]**
Motion approving Final Map of 828 Innes Avenue, A Mixed Use Condominium Project, being a subdivision of Lot 5, Assessor's Block No. 4645, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPT Order No.173,058; District 10.)

Motion No. M01-88
APPROVED

011232 **[Final Map for a 12 Unit Residential Condominium Project]**
Motion approving Final Map of 545 Leavenworth Street, a Residential Condominium Project, being a subdivision of Lot 2, Assessor's Block No. 319, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPT Order No. 173,057; District 6.)

Motion No. M01-89
APPROVED

011270 **[Return of Paramedics to the Health Department]**
Supervisor Yee

Motion requesting the Budget Analyst to compare the current status of the Health Department and Fire Department EMS Merger to the the Budget Analyst report done prior to the merger.

Motion No. M01-91
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Severed from Adoption Without Committee Reference

011269 [Committee of the Whole Budget Meetings]
Supervisors Daly, Sandoval, McGoldrick, Gonzalez

Motion setting a special meeting of the Board of Supervisors on July 14, 2001 at 10:00 AM, and a Committee of the Whole on July 23, 2001 at 3:00 PM.

Supervisor Daly moved to sever the item so that it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

TABLED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

010826 [Business Tax and Regulations Code Amendment]
Supervisor Leno

Ordinance amending the Business Tax and Regulations Code by:
(1) amending Sections 6.12-1, 6.18-1, and 6.18-3, and repealing Section 6.19-3, to clarify general administrative provisions of Article 6;
(2) adding Sections 6.19-3 through 6.19-11, to establish a system of administrative penalties for specified violations of the Business Tax and Regulations Code;
(3) adding new Sections 852.8 and 852.9, re-numbering existing Sections 852.8 and 852.9 as Sections 852.10 and 852.11, respectively, and amending Section 856, to consolidate the deadlines for renewing business registration certificates and filing annual tax returns;
(4) amending Section 905-A, to create a graduated system of fines for persons who qualify for the small business exemption but fail to file a timely return; and,
(5) amending Section 6.6-1, to provide that a parking lot operator is considered liable for collection of parking taxes at a location covered by his or her certificate of authority unless and until the certificate is surrendered to the Tax Collector. (Treasurer-Tax Collector)

5/2/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 6/6/2001.

7/9/01, SUBSTITUTED. Supervisor Leno submitted a substitute ordinance bearing new title.

7/9/01, ASSIGNED to Finance Committee.

011280 [Zoning Map Amendment - Third Street]
Supervisor Maxwell

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco to change the use district designation of the following properties on Third Street between Islais Creek and Paul Avenue from an M (Manufacturing) Zoning District to an NC-3 (Moderate-Scale Neighborhood Commercial) Zoning District: Assessor's Block 4501, Lots 001, 003, 004, and 005; Block 4502A, Lot 002, Block 4881, Lots 012, 018, 022, and 024, Block 4912, Lot 006, Block 4940, Lots 012A, 012B, and 024, Block 5211, Lot 028, Block 5217, Lot 001, Block 5225, Lot 010, Block 5226, Lots 025, and 028, Block 5235, Lots 003 and 011, Block 5242, Lots 021, 022, 023, 024, and 042, and Block 5253, Lots 003, 008, 029 ,030, 031, 032, 033, and 034, Block 5260, Lots 001, 002, 003, 032, 034, 035 and 036, Block 5272, Lots 045 and 048, Block 5279, Lots 001, 002 and 003, Block 5414, Lots 005, 006, 007, 008, 025, 026, 027, 028, and 030, Block 5418, Lots 001, 002, and 010, Block 5419, Lots 006, 007, 007B, 007C, 009, 015, 016, 017, 018, Block 5421, Lot 011, Block 5429, Lot 002, Block 5431A, Lots 001, 001M, 001U, 001V, and 004; adopting findings pursuant to Planning Code Section 101.1.

7/9/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/8/2001. 07/13/01-Transmitted to Planning Commission for public hearing and recommendation.

Resolutions

011277 [Wireless Telecommunication Facilities - Moratorium]
Supervisor Ammiano

Resolution imposing interim zoning controls to prohibit new wireless telecommunication facilities from being erected or placed on any property in the City and County of San Francisco falling within Location Preferences 5, 6 or 7 as defined in the Planning Department's Wireless Telecommunication Services Facilities Siting Guidelines, or within Location Preferences 1 or 2 if a given site would otherwise fall under Location Preferences 5, 6, or 7 based on its zoning use category or, for sites zoned P (Public), the most restrictive zoning of all adjacent lots pursuant to the San Francisco Planning Code, for a six-month period, and making findings of consistency with the priority policies of Planning Code Section 101.1.

7/9/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. 7/13/01-Transmitted to Director of Planning for environmental review.

011278 **[Prohibit construction of new live/work developments]**
Supervisor Ammiano

Resolution extending for an additional six-month period interim controls to prohibit the construction of new live/work developments.

(Certificate of Determination of Exemption/Exclusion From Environmental Review dated July 31, 2001)
7/9/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. 7/13/01 - Transmitted to Director of Planning for environmental review.

011279 **[Community Land Trust Task Force]**
Supervisors Gonzalez, Daly, Ammiano

Resolution establishing a Community Land Trust Task Force to develop recommendations for consideration by the Board of Supervisors on steps necessary to implement community land trusts in San Francisco, establishing the membership of the Task Force, directing the Task Force to establish its rules of operation which shall include compliance with the Sunshine Ordinance, directing the Clerk of the Board to provide staff assistance for research and compliance with the Sunshine Ordinance, and providing that the Task Force shall report back to the Board and sunset its operations within six months of the appointment of its members.
7/9/01, RECEIVED AND ASSIGNED to Rules Committee.

011281 **[International Museum of Women]**
Supervisors Ammiano, Leno, Peskin, Newsom, Daly, Maxwell, Sandoval, McGoldrick

Resolution welcoming the International Museum of Women to San Francisco, and encouraging the Port Commission of San Francisco to negotiate with the International Museum of Women.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011282 **[BART 24 hour service]**
Supervisors Leno, McGoldrick, Maxwell, Newsom, Daly

Resolution urging BART to create an efficient, convenient 24 hour transit service, that compliments its rail rapid transit service by serving the same stations and routes as existing late-night services.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011283 **[Redevelopment Plans - India Basin, Bayview, Hunters Point]**
Supervisor Maxwell

Resolution urging the San Francisco Redevelopment Agency to amend the redevelopment plans for the India Basin, the Bayview Industrial Triangle, and the Hunters Point Hill Redevelopment Project Areas to establish land use and development controls consistent with a neighborhood commercial district under the City Planning Code.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011284 **[Proclamation]**
Supervisors Maxwell, Leno, Daly

Resolution celebrating the efforts of breastfeeding mothers, their families, health professionals who provide the support and necessary encouragement to protect and promote breastfeeding in San Francisco and proclaiming August 1-7, 2001 Breastfeeding Awareness Week in San Francisco.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011285 **[Issuance of Revenue Bonds - ABAG Finance Authority]**
Supervisors Newsom, Leno, Sandoval

Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $67,265,000 for Jewish Community Center of San Francisco, Inc., or an affiliate.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011286 **[Historical Vessel THAYER]**
Supervisor Yee

Resolution urging the Golden Gate National Recreation Area to award the renovation contract for the Historical Vessel THAYER to San Francisco Drydock, a union shipyard located in San Francisco.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011287 **[National Parks and Public Employees]**
Supervisors Yee, Daly, McGoldrick

Resolution urging the National Parks to acknowledge the rights of public employees to have union representation and to bargain over wages and job conditions with their employers.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011288 **[Commendation]**
Supervisors Leno, McGoldrick, Maxwell, Newsom

Resolution commending K-Mart corporation for banning the sale of handgun bullets in response to meetings with survivors of the Columbine massacre.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011289 **[Commendation]**
Supervisors Leno, Peskin, Ammiano, McGoldrick, Maxwell, Newsom

Resolution commending Patrick Carney and the organizers of the Pink Triangle for their community leadership.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011290 **[Commendation]**
Supervisors Maxwell, Leno, Newsom

Resolution commending Sojourner Truth Family Service Agency for their commitment and dedication to their community and for their efforts in sponsoring the 4th Annual Third Street Faire.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011291 **[Commendation]**
Supervisor Sandoval

Resolution declaring July 26th "Marion Aird Day" and commending Marion Aird for receiving the Person of the Year Award from the Outer Mission Residents Association.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011292 **[Annual Budget Process]**
Supervisor McGoldrick

Hearing on the practices of the Board of Supervisors for consideration of the annual Budget submitted by the Mayor, as well as Board processes for consideration of the policy matters underlying budgetary priorities, including participation of the public in the process.
7/9/01, RECEIVED AND ASSIGNED to Finance Committee.

011293 **[Presidio Trust Implementation Plan]**
Supervisors Yee, Newsom

Hearing regarding the Presidio Trust Implementation Plan including the planning process utilized in implementing this plan. The hearing will also include discussion of the Environmental Impact Report and impact this plan will have upon City departments including the Planning Department, the Department of Parking and Traffic, MUNI, the Recreation and Park Department, and the Public Utilities Commission.
7/9/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Motions

011294 **[Legislative Analyst Request]**
Supervisors Gonzalez, Daly

Motion asking the Legislative Analyst to provide staff assistance to the Community Land Trust Task Force.
7/9/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration July 16, 2001.

011276 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
7/9/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

None.

PROPOSED RESOLUTIONS

011225 [Revocable permit to relocate two (2) statues of Juan Bautista de Anza and King Carlos III to the landscaped median strip on Dolores Street]
Resolution granting revocable permission to the San Francisco Arts Commission to relocate two (2) statues of Juan Bautista de Anza and King Carlos III from their former location at the south end of Justin Herman Plaza to the landscaped median strip on Dolores Street between 16th Street and Chula Lane, fronting Mission Dolores, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(Supervisor Daly dissenting in Committee.)
6/28/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011227 [Children's Council of San Francisco]
Resolution urging the Board of Supervisors to authorize continuing the service level and enrollment for CalWORKS child care by renewal of the existing contract with the Children's Council of San Francisco, a California corporation, to continue with said contract in enrollment, program costs and number of capacity building initiatives. (Human Services Department)

(Fiscal impact.)
7/2/01, RECEIVED AND ASSIGNED to Finance Committee.

011228 [IHSS Contract Modification with Addus Healthcare for In-Home Supportive Services]
Resolution approving the modification of the contract between the City and County of San Francisco and Addus Healthcare for the provision of In-Home Supportive Services for the period from July 1, 2001 to August 31, 2001, in the increased amount of $1,360,132, for a total contract amount of $18,557,303. (Human Services Department)

(Fiscal impact.)
7/2/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.
7/5/01, TRANSFERRED to Finance Committee.

011229 **[Contracting out facility security services]**

Resolution concurring with the Controller's certification that facility security services for the Municipal Transportation Agency can be practically performed by a private contractor at a lower cost than by City and County Employees. (Municipal Transportation Agency)

7/3/01, RECEIVED AND ASSIGNED to Finance Committee.

011230 **[Contracting out Convention Facilities management, operation and maintenance services]**

Resolution concurring with the Controller's certification that Convention Facilities management, operation and maintenance services can be practically performed at Bill Graham Civic Auditorium and the Moscone Center by private contractor for a lower cost than similar work services performed by City and County employees. (Administrative Services Department)

7/3/01, RECEIVED AND ASSIGNED to Finance Committee.

Requests Granted

From: Supervisor Hall
To: City Attorney
Requesting/Inquiring: To provide an opinion as to whether or not the attached draft legislation entitled "Home Ownership Program for Equity" is constitutional and would it be approved as to form. (See attached)

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft legislation based upon Portland's Project Down Payment and Project Buy Down legislation to promote middle income home ownership.
Project Down Payment is a $4000 five-year loan with a fixed 5% interest rate that covers closing costs and some of the down payment to qualified homebuyers. Project Buy Down-provides an interest-free $15,000 loan towards the purchase of a home payable only upon the sale of the house.
Both programs consider Portland's relatively cheaper housing market and could be indexed according to standard San Francisco thresholds by making the Project Down Payment at 4% of the average unit (at $500,000) or $20,000 maximum and Project Buy Down at 10% of the average unit (at $500,000) or $50,000 maximum.

From: Supervisor McGoldrick
To: City Attorney
Requesting/Inquiring: To draft legislation amending the Administrative Code to gradually move back the date on which the Mayor must submit his budget to the Board of Supervisors. Next year, the Mayor would be required to submit his/her budget to the Board on April 30. The following year he/she would be required to submit a budget on February 28. This date would become the new date for submission of the budget, consistent with that set out in the charter amendment to be submitted to the voters in March.

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To research and, if necessary, draft legislation similar to the San Diego Municipal Code Chapter 14, Title 3, Division 5, regarding SRO Hotel Regulations.

From: Supervisor Peskin
To: General Manager, Municipal Railway
Requesting/Inquiring: To investigate and report on the impact of Assembly Bill 1218, which requires a vehicle in certain California counties to yield the right-of-way to a transit bus under certain conditions, if it were applied to the City and County of San Francisco.
Additionally, requesting the General Manager of Municipal Railway to request that the California Highway Patrol, in its upcoming study of the policy over the next year, include an analysis of the impact of this policy in transit systems in dense urban areas.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To draft a legal memorandum on the City's ability to increase the fees on companies that operate public telephones on City property.

From: Supervisor Sandoval
To: City Attorney
To: Director, Department of Telecommunications and Information Services
Requesting/Inquiring: That Director of the Department of Telecommunications and Information Services and the City Attorney's Office report on the City's ability to renegotiate the cable franchise agreement and to ensure that the conditions of the last agreement are met and not delayed in the event of a merger between AT&T Broadband and Comcast Corporation.

From: Supervisor Yee
To: Chief, Police Department
To: Director, Department of Parking and Traffic
Requesting/Inquiring: That the Chief of Police and the Director of Parking and Traffic integrate databases of stolen motor vehicles as to coordinate recovery of vehicles and to prevent erroneous issue of citations.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Judy Davis (Supervisor Leno)
Peter Macchiarini (Supervisor Peskin)

ADJOURNMENT

There being no further business, the Board at the hour of 5:15 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 14 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, July 16, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 29

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisor was noted absent:

Supervisor Maxwell - 1.

Quorum present.

Supervisor Maxwell was noted present at 2:05 p.m.

APPROVAL OF MEETING MINUTES

Motion to approve the June 11, June 18, June 25, July 2, July 9, July 16, July 23 July 30, August 6, 2001, Meeting Minutes.

Supervisor Peskin, seconded by Supervisor Leno, moved to approve the May 29, and June 4, 2001 Meeting Minutes. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Introduction of Guest

Supervisor Daly introduced, welcomed and presented a commendation to Anthony Valdez and Jesse Arreguin representing the Youth Commission.

Supervisor Peskin introduced, welcomed and presented a Certificate of Honor to Lawerence Felengetthi and Nancy Lawerence.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

Rules Suspended

The Rules were suspended to take public comment.

Rosie Byers, regarding home care workers;
Nathan David, regarding home care workers;
Walter Johnson, equal treatment to all workers;
Howard Grayson, raise and pension for home care workers;
Sonya Eng, vacation and sick leave for home care workers;
Bob Planthold, needs home care worker services.

Meeting Recessed

The meeting was recessed at 2:30 p.m. because of a demonstration.

Meeting Reconvened

The meeting was reconvened at 3:23 p.m.

CONSENT AGENDA

Items 1 through 3

Recommendations of the Public Health and Environment Committee

011095 [State grant funds to DPH from Health and Human Services Agency, Dept of Drug and Alcohol Programs]
Supervisors Leno, Newsom, Maxwell

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept retroactively and expend a grant in the amount of $221,532 from the California Health and Human Services Agency, Department of Drug and Alcohol Programs, for the period of December 29, 2000 to December 28, 2001, and to enter into an agreement for the use of these funds. (Public Health Department)

Resolution No. 575-01
ADOPTED

011189 [State grant for Community Asthma Intervention Project]
Supervisors Leno, Maxwell

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and retroactively expend a grant in the amount of $435,000 from the California Department of Health Services, for the period March 1, 2001 to June 30, 2002. (Public Health Department)

Resolution No. 578-01
ADOPTED

011197 **[Grant Amendment, State Water Resources Control Board]**

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to enter into an amended agreement with the State Water Resources Control Board reducing the original grant amount of $516,500 to $452,635 and providing indirect costs in the amended amount of $54,502 for the period of July 1, 2000 through June 30, 2001. (Public Health Department)

Resolution No. 579-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

011295 **[Findings related to the conditional use appeal on property located at 501-503 Laguna Street]**

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 2001.072C (which authorized, subject to certain conditions, the mounting of three panel antennas within a single cylinder on the roof and the installation of a base transceiver station in the basement as part of a wireless telecommunications network) for a two-story residential over commercial mixed use building within the Hayes-Gough Neighborhood Zoning District (NCD) and a 50-X Height and Bulk District, pursuant to Section 720.83 of the Planning Code, on property located at 501-503 Laguna Street, northwest corner at Fell Street (Lot 35 in Assessor's Block 0819). (Clerk of the Board)

(Companion measure to Files 010977, 010978, 010979, 010980.)

Motion No. M01-96
APPROVED by the following vote:
Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Daly, Yee

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

010884 **[Appropriation, Educational Program for Waterfront Kids]**
Supervisor Sandoval

Ordinance appropriating $150,000 to fund a Marina Waterfront Educational Program for San Francisco youth administered by the Recreation and Park Department, for fiscal year 2000-01.

Supervisor Newsom dissenting in committee.

Supervisor Sandoval, seconded by Supervisor Peskin moved to table.

Supervisor Sandoval, seconded by Supervisor Peskin, moved that this Ordinance be TABLED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Housing, Transportation and Land Use Committee

010360 **[Zoning Map Amendment - Arco Way]**

Ordinance amending the San Francisco Planning Code by amending the Zoning Map of the City and County of San Francisco, Section Map 11, to change the use district designation of Assessor's Block 3154, Lots 24, 25, 26, 27, 28, 32, 37, 38, 39, and 51 on Arco Way from P (Public District) to RH-1 (Residential, House, One-Family District) and adopting findings pursuant to Planning Code Section 101.1. (Planning Department)

(Planning Commission Resolution No. 16058 adopted December 14, 2000 recommending adoption of the amendment (Case No. 200.052RZ) as presented in the proposed ordinance; Planning Commission Motion No. 16057 affirming the decision to issue a Negative Declaration, as prepared by the Planning Department and amended on December 14, 2000; Negative Declaration adopted and issued December 14, 2000.)

Ordinance No. 166-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011101 **[Landmark Designation, 261-271 Columbus Avenue]**
Supervisors Peskin, Leno, Newsom, Gonzalez, Ammiano, Sandoval, Maxwell

Ordinance amending Appendix A of Planning Code Article 10 to designate 261-271 Columbus Avenue, City Lights Bookstore, as Landmark No. 228.

Ordinance No. 167-01

FINALLY PASSED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of Rules Committee

011165 [Citizens Advisory Committee on Elections]
Supervisors Hall, Gonzalez, Sandoval, Newsom, Daly

Ordinance reconstituting the Citizens Advisory Committee on Elections by changing procedures and requirements for appointment of its members and prohibiting certain office-holding and campaign and lobbying activities by its members.

Supervisor Hall, seconded by Supervisor Yee moved an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

NEW BUSINESS

Recommendations of the Finance Committee

011040 [Annual Budget, FY 2001-2002]
Mayor

Motion approving Annual Budget for City and County of San Francisco for Fiscal Year 2001-2002. (Mayor)

(Companion Files 011041, 011042, 011043, 011044, 011045.)

Supervisor Newsom, seconded by Supervisor Yee moved to sit as a Committee of the Whole on July 23, 2001.
Supervisor McGoldrick, seconded by Supervisor Leno, moved that this Motion be CONTINUED. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011041 [Government Funding for Fiscal Year 2001-2002]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact; Companion Files Companion to Files 011040, 011042.)

7/16/01 - Supervisor McGoldrick moved a pending amendment to amend by adding a Section 25 to read: "Quarterly Report of Departments to Board of Supervisors. Each and every department shall be required to report to the Board of Supervisors within two weeks after the end of each quarter of the fiscal year, those items appropriated where the rate of expenditure by the department during that quarter for that appropriated item on an annualized basis would exceed the total appropriation for the fiscal year for that appropriated item."
AMENDED.

Supervisor Newsom, seconded by Supervisor Yee moved to sit as a Committee of the Whole on July 23, 2001.
CONTINUED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011042 [Public Employment for Fiscal Year 2001-2002]

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact; Companion Files Companion to Files 011040, 011041.)

Supervisor Newsom, seconded by Supervisor Yee moved to sit as a Committee of the Whole on July 23, 2001.

Supervisor McGoldrick, seconded by Supervisor Leno, moved that this Ordinance be CONTINUED ON FIRST READING. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011060 [Redevelopment Agency Budget and Bonds, Fiscal Year 2001-2002]

Resolution approving the budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2001-2002, as amended; and approving the issuance by the Agency of Bonds in an aggregate principal amount not to exceed $60,000,000 for the purpose of financing Redevelopment activities in fiscal year 2001-2002. (Redevelopment Agency)

(Fiscal impact.)

Resolution No. 593-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendation of the Public Health and Environment Committee

011096 [Private grant funds to DPH for substance abuse services.]

Supervisors Leno, Maxwell, Newsom

Resolution authorizing the San Francisco Department of Public Health, Community Substance Abuse Services, to accept and expend a grant in the amount of $60,000 from Join Together for the period of one year, and to enter into an agreement for the use of these funds; placing $60,000 on reserve. (Public Health Department)

Resolution No. 576-01

ADOPTED by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

From Rules Committee with Recommendation "Do Submit"

010540 [Vacancy in an Elective Office]
Supervisors McGoldrick, Ammiano

Charter amendment (Fourth Draft) to repeal Sections 2.102 and 6.107, to amend Sections 3.102, 8.100 and 8.101, and to add Section 13.101.5 to shorten the period following a vacancy in an elective office before there is an election to fill the unexpired term.

7/16/01 - Supervisor McGoldrick, seconded by Supervisor Gonzalez submitted an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Charter amendment (Fifth Draft) to repeal Sections 2.102 and 6.107, to amend Sections 3.102, 8.100 and 8.101, and to add Section 13.101.5 to shorten the period following a vacancy in an elective office before there is an election to fill the unexpired term.

Supervisor Gonzalez moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010970 [Land Fill in San Francisco Bay]
Supervisors Peskin, Ammiano, Hall, Daly, Sandoval, Leno, Maxwell

Charter amendment (Third Draft) to adopt a new Section 16.122, to allow the qualified electors of the City and County of San Francisco the right to vote on any Project of said city and county that would place 100 acres or more of fill in San Francisco Bay.

Supervisor Gonzalez moved to continue to July 23, 2001.
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010983 [Revenue Bonds, Renewable Energy and Energy Conservation Projects]
Supervisors Ammiano, Daly, Maxwell

Charter amendment (Second Draft) to amend Section 9.107 to provide for the financing of the acquisition, construction, improvement, reconstruction or replacement of renewable energy facilities and energy conservation facilities.

(Fiscal impact.)
Amendment of the whole bearing the same title.
(Supervisor Hall dissenting in Committee.)

Supervisor Leno moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

From Rules Committee "Without Recommendation"

010967 **[Livable Streets Fund]**
Supervisors Leno, Maxwell, Newsom

Charter amendment (Second Draft) to add Section 16.121, to create a Livable Streets Fund.

(Fiscal impact.)

7/16/01 - Supervisor Leno, seconded by Supervisor Newsom moved a amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Charter amendment (Third Draft) to add Section 16.121, to create a Livable Streets Fund.

(Fiscal impact.)

Supervisor Leno moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010597 **[Power and Water Authority]**
Supervisors Newsom, Hall

Charter amendment (Sixth Draft) to repeal Sections 4.112, and A8.508, amending Sections 3.101, 9,107. 16.103 and A8.500, and adding new Sections 4.140, 4.141, 4.143, 4.144, 4.145 and 4.146 and 4.147 to: (1) eliminate the Public Utilities Commission; (2) form a Power and Water Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition, be responsible for (a) the generation, sale and transmission of electricity, steam and other energy and (b) proposing ordinances setting energy and water efficiency goals and standards that may become effective without action by the Board of Supervisors; (3) modify authority for the transfer of excess surplus utility funds to the City's General Fund.

(Fiscal impact.)

Supervisor Newsom moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010957 [Municipal Water and Power Agency]
Supervisor Ammiano

Charter amendment (Third Draft) to repeal Section 4.112 and 16.103, and A8.508, amend Section 9.107, 13.101 and A8.500, and add a new Chapter 8B, to: (1) eliminate the Public Utilities Commission; (2) form a Municipal Water and Power Agency which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition, be responsible for the generation, sale and transmission of electricity, steam and other energy, be responsible for proposing ordinances setting energy and water efficiency goals and standards to the Board of Supervisors; (3) adopt a two year budget subject to review by the Controller; and, (4) prohibit the transfer of excess surplus utility funds to the City's General Fund until the Agency has adopted a 10 year capital plan, a 5 year business plan, and a two year budget.

(Fiscal impact.)

7/16/01 - Supervisor Ammiano moved an amendment of the whole bearing new title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Charter amendment (Fourth Draft) to repeal Section 4.112 and 16.103, and A8.508, amend Section 9.107, 13.101 and A8.500, and add a new Chapter 8B, to: (1) eliminate the Public Utilities Commission; (2) form a Municipal Water and Power Agency, which shall succeed to all powers and responsibilities of the Public Utilities Commission and, for the generation, sale and transmission of electricity, steam and other energy and for proposing ordinances setting energy and water efficiency goals and standards to the Board of Supervisors; (3) adopt a two year budget; and (4) permit the transfer of excess surplus utility funds to the City's General Fund after 5 years only upon a two-thirds vote of the Board of Supervisors.

(Fiscal impact.)

7/16/01 - Supervisor Maxwell, seconded by Supervisor Leno to amend by adding a Section 8B101(b)9 to read: "To develop and implement a comprehensive set of environmental justice guidelines to be used for evaluating Agency policy and projects, including but not limited to: 1. The upgrade and/or siting of power generation facilities, transmission lines, wastewater treatment infrastructure and facilities, and other major capital projects. 2. System-wide operational impacts. 3. Long-range strategic plans."
AMENDED.

Charter amendment (Fifth Draft) to repeal Section 4.112 and 16.103, and A8.508, amend Section 9.107, 13.101 and A8.500, and add a new Chapter 8B, to: (1) eliminate the Public Utilities Commission; (2) form a Municipal Water and Power Agency, which shall succeed to all powers and responsibilities of the Public Utilities Commission and, for the generation, sale and transmission of electricity, steam and other energy and for proposing ordinances setting energy and water efficiency goals and standards to the Board of Supervisors; (3) adopt a two year budget; and (4) permit the transfer of excess surplus utility funds to the City's General Fund after 5 years only upon a two-thirds vote of the Board of Supervisors.

(Fiscal impact.)

Supervisor Newsom moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

SPECIAL ORDER 3:00 P.M.

011137 [Appeal, Conditional Use, 2489-2491 Washington Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16161 dated May 10, 2001, approving Conditional Use Application No. 2000.1244C, subject to certain conditions, to mount a total of three panel antennas on the roof and install a non-occupied telephone equipment room on the basement level, as part of Sprint's wireless telecommunications network on a 2-story over basement commercial building, within the Upper Fillmore Neighborhood Commercial District (NCD) and a 40-X Height and Bulk District, pursuant to Section 718.83 of the Planning Code, on property located at: 2489-2491 Washington Street, southeast corner at Fillmore Street; Lot 022, in Assessor's Block 0612.

(Appeal filed on June 11, 2001; Categorically exempt from environmental review process pursuant to Class 1 exemptions of Title 14 of the California Administrative Code; companion measure to Files 011138, 011139, 011140; District 2.)

Catherine Jones, appellant;
Zachery, supports appeal;
Alicia Kelsom, supports appeal;
Windy Frey, supports appeal;
Jan Duffy, supports appeal;
Lisa Sutterfield, supports appeal;
Gary Moretta, supports appeal;
Eric Treber, supports appeal;
Cathleen Korger, supports appeal;
Female speaker, supports appeal;
Peter Swartz, supports appeal;
Joy Jellrel, supports appeal;
Steve Eastman, supports appeal;
Bill Henslin, supports appeal;
Mark Seer, supports appeal;
Garrett Jenkins, supports appeal;
Pinky Gabler, supports appeal;
Elizabeth Meedly, supports appeal;
Mark Longwood, supports appeal;
Tracy Hughes, supports appeal;
Pat Gerber, supports appeal;
Beverly Jane McAllister, supports appeal;
Doug Langer, supports appeal;
Hedi Inglebreck, supports appeal;
John Bardis, supports appeal;
Hilary Marks, support appeal;
Gerald Green, Director of Planning, Planning Department;
Jennifer Estes, representing Sprint, Applicant
Jeff Berhansky, Sprint;
Bill Hannesment, Sprint;
Darrell Dellick, opposes appeal;
Helly Allvan, opposes appeal;
Steve Valdez, opposes appeal;
Joe Young, opposes appeal;
Male speaker, opposes appeal;
Steve Sorries, opposes appeal;
Edward Ng, opposes appeal;
Linda Anson, Sprint;
Ed Gregoire, opposes appeal.
HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From the Clerk

011138 **[Appeal, Conditional Use, 2489-2491 Washington Street]**

Motion approving decision of the Planning Commission by its Motion No. 16161 approving Conditional Use Application No. 2000.1244C, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

TABLED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Noes: 1 - Sandoval

011139 **[Appeal, Conditional Use, 2489-2491 Washington Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16161 approving Conditional Use Application No. 2000.1244C, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Motion No. M01-93

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Noes: 1 - Sandoval

011140 **[Findings - 2489-2491 Washington Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2000.1244C, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street, for action by the Board at its next meeting. (Clerk of the Board)

Motion No. M01-94

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Noes: 1 - Sandoval

COMMITTEE REPORTS

From Rules Committee

010956 [Charter Amendment regarding Elections, Ethics, Redistricting and Outside Counsel]
Supervisors Newsom, Daly, Gonzalez, Hall, Ammiano

Charter amendment (Third Draft) adding Section 13.103.5 and 13.104.5 and amending Sections 6.102, 13.104, 13.110, 15.100, 15.101, 15.102, 15.105, C3.699-13, C3.699-14 and C3.699-15 to create an Elections Commission; to establish employment provisions for Department of Election employees; to establish procedures for the hiring of outside legal counsel for the Elections Commission and the Department of Elections when the City Attorney has a conflict of interest; to provide a removal process for members of the Elections Commission; to strengthen the conflict of interest provisions for members and employees of the Ethics Commission; to strengthen civil service protection of Ethics Commission employees; to amend the Ethics Commission's investigative process; to establish a process to provide for outside legal counsel for the Ethics Commission if the City Attorney has an ethical or financial conflict of interest; to prohibit the City Attorney from participating in campaigns other than his or her own; to establish procedures whereby City officers, department heads, boards and commissions may engage the services of outside counsel if the City Attorney has an ethical or financial conflict of interest; to require the use of adjusted census figures for the purposes of analyzing population requirements for redistricting Supervisorial districts; and to set a deadline for the Elections Task Force to redraw supervisorial district lines.

7/16/01 - Supervisor Newsom moved an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Charter Amendment (Fourth Draft) adding Sections 13.103.5, 13.104.5, 13.107.5, amending Sections 6.102, 13.104, 13.110, 15.100, 15.101, 15.102, 15.105, C3.699-13 and C3.699-14, and repealing Section C3.699-15 to create an Elections Commission; to establish procedures for the Elections Commission to appoint the Director of Elections; to institute conflict-of-interest prohibitions applicable to members and employees of the Elections Commission and Department of Elections; to prohibit the use of City employees other than Department of Election employees to staff elections unless approved by the Elections Commission and Board of Supervisors; to charge the Sheriff with transporting and safeguarding voted ballots and memory packs and providing security for the Department of Elections; to require precinct boards to post an accounting of ballots upon the closing of the polls; to establish procedures for the Elections Commission and the Department of Elections to retain outside legal counsel when the City Attorney has a conflict of interest relating to his or her candidacy; to replace the Controller with the Assessor as an appointing authority for the Ethics Commission; to lengthen the term of Ethics Commissioners from four to six years; to strengthen conflict-of-interest prohibitions and establish revolving-door prohibitions applicable to members and employees of the Ethics Commission; to strengthen civil service protections for Ethics Commission employees; to amend the Ethics Commission's investigative process; to provide that the appointing authority, rather than the Mayor, may initiate removal of Elections and Ethics Commissioners; to establish a procedure whereby elected officers, Department heads, Boards and Commissions may retain outside counsel if the City Attorney has an ethical or financial conflict of interest regarding a particular matter; to prohibit the City Attorney from participating in campaigns other than his or her own; to provide that the Elections Commission, rather than Director of Elections, shall appoint three members to the Elections Task Force; to require the use of adjusted census figures in redistricting Supervisorial districts; and to set deadlines for creation of the Elections Task Force and for completion of redistricting.

Supervisor Newsom moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011315 **[Charter Amendment regarding Elections, Ethics and Outside Counsel]**
Supervisors Newsom, Daly, Gonzalez, Hall, Ammiano

Charter amendment (First Draft) adding Sections 13.103.5, 13.104.5, 13.107.5, amending Sections 6.102, 13.104, 15.100, 15.101, 15.102, 15.105, C3.699-13 and C3.699-14, and repealing Section C3.699-15 to create an Elections Commission; to establish procedures for the Elections Commission to appoint the Director of Elections; to institute conflict-of-interest prohibitions applicable to members and employees of the Elections Commission and Department of Elections; to prohibit the use of City employees other than Department of Election employees to staff elections unless approved by the Elections Commission and Board of Supervisors; to charge the Sheriff with transporting and safeguarding voted ballots and memory packs and providing security for the Department of Elections; to require precinct boards to post an accounting of ballots upon the closing of the polls; to establish procedures for the Elections Commission and the Department of Elections to retain outside legal counsel when the City Attorney has a conflict of interest relating to his or her candidacy; to replace the Controller with the Assessor as an appointing authority for the Ethics Commission; to lengthen the term of Ethics Commissioners from four to six years; to strengthen conflict-of-interest prohibitions and establish revolving-door prohibitions applicable to members and employees of the Ethics Commission; to strengthen civil service protections for Ethics Commission employees; to amend the Ethics Commission's investigative process; to provide that the appointing authority, rather than the Mayor, may initiate removal of Elections and Ethics Commissioners; to establish a procedure whereby elected officers, Department heads, Boards and Commissions may retain outside counsel if the City Attorney has an ethical or financial conflict of interest regarding a particular matter; and to prohibit the City Attorney from participating in campaigns other than his or her own.

7/16/01 - Supervisor Newsom moved an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Charter amendment (Second Draft) adding Sections 13.103.5, 13.104.5, 13.107.5, amending Sections 6.102, 13.104, 15.100, 15.101, 15.102, 15.105, C3.699-13 and C3.699-14, and repealing Section C3.699-15 to create an Elections Commission; to establish procedures for the Elections Commission to appoint the Director of Elections; to institute conflict-of-interest prohibitions applicable to members and employees of the Elections Commission and Department of Elections; to prohibit the use of City employees other than Department of Election employees to staff elections unless approved by the Elections Commission and Board of Supervisors; to charge the Sheriff with transporting and safeguarding voted ballots and memory packs and providing security for the Department of Elections; to require precinct boards to post an accounting of ballots upon the closing of the polls; to establish procedures for the Elections Commission and the Department of Elections to retain outside legal counsel when the City Attorney has a conflict of interest relating to his or her candidacy; to replace the Controller with the Assessor as an appointing authority for the Ethics Commission; to lengthen the term of Ethics Commissioners from four to six years; to strengthen conflict-of-interest prohibitions and establish revolving-door prohibitions applicable to members and employees of the Ethics Commission; to strengthen civil service protections for Ethics Commission employees; to amend the Ethics Commission's investigative process; to provide that the appointing authority, rather than the Mayor, may initiate removal of Elections and Ethics Commissioners; to establish a procedure whereby elected officers, Department heads, Boards and Commissions may retain outside counsel if the City Attorney has an ethical or financial conflict of interest regarding a particular matter; and to prohibit the City Attorney from participating in campaigns other than his or her own.

7/26/01 - Clerical correction on Page 7, replace "13.103" with "13.103.5".

Supervisor Newsom moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMMENDATION
CONTINUED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011316 [Charter Amendment regarding Redistricting]
Supervisor Daly

Charter amendment (First Draft) amending Section 13.110 to provide that the Elections Commission, rather than the Director of Elections, shall appoint three members to the Elections Task Force; to require the use of adjusted census figures in redistricting Supervisorial districts; and to set deadlines for creation of the Elections Task Force and for completion of redistricting.

7/16/01 - Supervisor Gonzalez moved an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Charter amendment (Second Draft) amending Section 13.110 to provide that the Elections Commission, rather than the Director of Elections, shall appoint three members to the Elections Task Force; to require the use of adjusted census figures in redistricting Supervisorial districts; and to set deadlines for creation of the Elections Task Force and for completion of redistricting.

Supervisor Newsom moved to continue to July 23, 2001. Board to sit as a committee of the whole.

COMMITTEE OF THE WHOLE RISE AND REPORT WITHOUT RECOMENDATION
CONTINUED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PUBLIC COMMENT

Abdalla Megahed, requesting support for homeless population;
John Bardis, public comment on budget;
Patrick Gorman, regarding landfill charter amendment.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011294 [Legislative Analyst Request]
Supervisors Gonzalez, Daly

Motion asking the Legislative Analyst to provide staff assistance to the Community Land Trust Task Force.

by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 30 through 44

011282 **[BART 24 hour service]**
Supervisors Leno, McGoldrick, Maxwell, Newsom, Daly

Resolution urging BART to create an efficient, convenient 24 hour transit service, that compliments its rail rapid transit service by serving the same stations and routes as existing late-night services.

Resolution No. 604-01
ADOPTED

011283 **[Redevelopment Plans - India Basin, Bayview, Hunters Point]**
Supervisor Maxwell

Resolution urging the San Francisco Redevelopment Agency to amend the redevelopment plans for the India Basin, the Bayview Industrial Triangle, and the Hunters Point Hill Redevelopment Project Areas to establish land use and development controls consistent with a neighborhood commercial district under the City Planning Code.

Resolution No. 594-01
ADOPTED

011284 **[Proclamation]**
Supervisors Maxwell, Leno, Daly

Resolution celebrating the efforts of breastfeeding mothers, their families, health professionals who provide the support and necessary encouragement to protect and promote breastfeeding in San Francisco and proclaiming August 1-7, 2001 Breastfeeding Awareness Week in San Francisco.

Resolution No. 595-01
ADOPTED

011285 **[Issuance of Revenue Bonds - ABAG Finance Authority]**
Supervisors Newsom, Leno, Sandoval

Resolution authorizing the issuance and sale of revenue bonds by ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $67,265,000 for Jewish Community Center of San Francisco, Inc., or an affiliate.

Resolution No. 596-01
ADOPTED

011288 **[Commendation]**
Supervisors Leno, McGoldrick, Maxwell, Newsom

Resolution commending K-Mart corporation for banning the sale of handgun bullets in response to meetings with survivors of the Columbine massacre.

Resolution No. 598-01
ADOPTED

011289 [Commendation]
Supervisors Leno, Peskin, Ammiano, McGoldrick, Maxwell, Newsom

Resolution commending Patrick Carney and the organizers of the Pink Triangle for their community leadership.

Resolution No. 599-01
ADOPTED

011290 [Commendation]
Supervisors Maxwell, Leno, Newsom

Resolution commending Sojourner Truth Family Service Agency for their commitment and dedication to their community and for their efforts in sponsoring the 4th Annual Third Street Faire.

Resolution No. 600-01
ADOPTED

011291 [Commendation]
Supervisor Sandoval

Resolution declaring July 26th "Marion Aird Day" and commending Marion Aird for receiving the Person of the Year Award from the Outer Mission Residents Association.

Resolution No. 601-01
ADOPTED

011296 [Proclamation]
Supervisors Peskin, Leno, Newsom

Resolution declaring August 5, 2001 Shanghai Children's Palace Art Troupe Day in the City and County of San Francisco to honor the troupe's charity performance on behalf of the St. Mary's Chinese Day School in San Francisco.

Resolution No. 602-01
ADOPTED

011298 [Proclamation]
Supervisors Peskin, Newsom, Leno, Daly, McGoldrick

Resolution declaring July 28, 2001 Harry Bridges Day in the City and County of San Francisco to commemorate the 100th birthday of the founder of the International Longshoremen's and Warehousemen's Union.

Resolution No. 603-01
ADOPTED

011276 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-95
APPROVED

011297 **[Final Map for a 24 Unit Live/Work Condominium Project]**

Motion approving Final Map of 590 6th Street, a Live/Work Condominium Project, being a subdivision of Lot 13, Assessor's Block No. 3779, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,072; District 6.)

Motion No. M01-92
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Severed From for Adoption Without Committee Reference Agenda

011281 **[International Museum of Women]**
Supervisors Ammiano, Leno, Peskin, Newsom, Daly, Maxwell, Sandoval, McGoldrick

Resolution welcoming the International Museum of Women to San Francisco, and encouraging the Port Commission of San Francisco to negotiate with the International Museum of Women.

Supervisor McGoldrick requested this matter be severd so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor McGoldrick requested this matter be sent to committee.
REFERRED to the Economic Vitality, Small Business and Social Policy Committee by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011286 **[Historical Vessel THAYER]**
Supervisor Yee

Resolution urging the Golden Gate National Recreation Area to award the renovation contract for the Historical Vessel THAYER to San Francisco Drydock, a union shipyard located in San Francisco.

Supervisor Yee requested this matter be severd so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

7/16/01 - Supervisor Yee moved an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Resolution No. 597-01
ADOPTED AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011287 [National Parks and Public Employees]
Supervisors Yee, Daly, McGoldrick

Resolution urging the National Parks to acknowledge the rights of public employees to have union representation and to bargain over wages and job conditions with their employers.

Supervisor McGoldrick requested this matter be severed so it could be considered separately.
SEVERED FROM FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA.

Supervisor McGoldrick requested this matter be sent to committee.
REFERRED to the Neighborhood Services and Parks Committee by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011174 **[Hotel Tax Funds]**

Ordinance amending San Francisco Business and Tax Regulations Code Section 515.01 to revise the portion of Hotel Tax Funds allocated for, and omit the time limitation on, rent supplements for low-income households. (Mayor)

(Fiscal impact.)

6/18/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 7/18/2001.

7/16/01, SUBSTITUTED. The Mayor submitted a substitute ordinance bearing new title.

7/16/01, ASSIGNED to Finance Committee.

011241 **[Finance Committee approval of transfers exceeding five percent]**
Supervisor Peskin

Ordinance amending Section 3.18 of the San Francisco Administrative Code to provide that transfers of appropriated funds within the same fund and governmental unit which exceed five percent of the original appropriation shall be heard by the Finance Committee, and may be referred by the Committee to the Board of Supervisors for approval, rejection or modification.

7/2/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/1/2001.

7/16/01, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title.

7/16/01, ASSIGNED to Finance Committee.

011320 **[MOU, Police Officers Association]**
Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the San Francisco Police Officers' Association (SFPOA) and the City and County of San Francisco to be effective for the period July 1, 2001, through June 30, 2003. (Mayor)

(Fiscal impact.)

7/16/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011321 **[Public/Private Parking Lots]**
Supervisor McGoldrick

Ordinance requiring all public and private lots and facilities, including lots maintained by commercial businesses, within 500 feet of Kindergarten through grade 12 school sites to post "Caution - School Children Crossing" signs at all parking lot exits.

7/16/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/16/2001.

Resolutions

011322 [Grant - Department of the Environment]
Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $7,800,000 from the California Public Utilities Commission for a small business lighting retrofit program. (Mayor)

7/16/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011323 [Disposition and Development of Redevelopment Agency Land to Asian Inc.]
Mayor

Resolution approving the Redevelopment Agency of the City and County of San Francisco's disposition of land at Assessor's Block 3725, Lot 101, commonly known as 474 Natoma Street, to Asian, Incorporated, a California non-profit public benefit corporation, for the purpose of developing housing for low and moderate income households. (Mayor)

7/16/01, RECEIVED AND ASSIGNED to Board of Supervisors.

7/16/01, SCHEDULED FOR PUBLIC HEARING. Board to sit as a Committee of the Whole on July 30, 2001, at 3:00 p.m.

011324 [Ground Lease , Redevelopment Agency Land to Ocean Beach Apartments, L.P.]
Mayor

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 1596, Lot 42, commonly known as 720 La Playa Street, to Ocean Beach Apartments, L.P., for 50 years for the purpose of preserving a housing development for very low and low income households. (Mayor)

7/16/01, RECEIVED AND ASSIGNED to Board of Supervisors.

7/16/01, SCHEDULED FOR PUBLIC HEARING. Board to sit as a Committee of the Whole on July 30, 2001, at 3:00 p.m.

011325 [Public Pay Phone Surcharges]
Supervisor Newsom

Resolution establishing a policy mandating that all public pay telephones located within city owned properties implement rates lower than those required by SBC Communications, Inc. (i.e. 50 cents surcharge) and ensure a collaboration between SBC Communications, Inc. and its subsidiaries including the Pacific Bell Telephone Corporation to implement a change in rates for such pay telephones.

7/16/01, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

011326 [Urging California Secretary of State to assist in November election]
Supervisor Daly

Resolution urging the California Secretary of State to assist in the administration of November's election and urging the City Administrator to ensure that November's election is run with fairness and professionalism.

7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011327 **[Henry Kissinger]**
Supervisors Daly, Peskin

Resolution documenting Henry Kissinger's record of criminal actions perpetrated against civilians throughout the world.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011328 **[San Francisco YWCA]**
Supervisors Gonzalez, Peskin, Newsom

Resolution urging the San Francisco Young Women's Christian Association (YWCA) to acknowledge the existence of, and honor, an agreement made between the San Francisco YWCA and the Soko Bukai which placed the Japantown YWCA building located at 1830 Sutter Street in the trust of the San Francisco YWCA on behalf of the churches that make up the Soko Bukai.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011329 **[Presidio Trust Planning Work Group]**
Supervisor Newsom

Resolution establishing a Presidio Trust Planning Work Group to be comprised of representatives from the San Francisco Planning Department, the Department of Public Works, the Department of Parking and Traffic and the Transit Authority to monitor the development of all planning activities being developed for implementation by the Presidio Trust.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011330 **[Treasure Island Heritage Center]**
Supervisor Yee

Resolution urging the Board of Supervisors of the City and County of San Francisco to support the construction of the Treasure Island Heritage Center and National Monument.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011331 **[Commend - Marcy A. Fraser]**
Supervisors Leno, Newsom

Resolution commending Marcy A. Fraser for 20 years of community leadership in public health.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011332 **[Commend - Rev. O.V. Latin]**
Supervisors Maxwell, Newsom

Resolution commending Reverend O.V. Latin for his faithful service and devotion to the Christian Community.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011333 [Commend - 2008 Olympics in Beijing]
Supervisor Yee

Resolution commending China for their successful bid for the 2008 Summer Olympics in Beijing.
7/16/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011334 [DPH Medical Cannabis ID Card Program]
Supervisor Leno

Hearing to review the Department of Public Health's Medical Cannabis Identification Card Program.

011335 [JC Decaux]
Supervisor Leno

Hearing to review the contract, implementation and possible areas for expansion of JC Decaux Public Toilet Program.
7/16/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011336 [Office of Public Advocate]
Supervisor McGoldrick

Hearing on the possibility of establishing an office of Public Advocate in San Francisco, similar to that which exists in New York City and including the function of a City Auditor to provide regular performance and fiscal audits all City departments.
7/16/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011337 [Performance of JC Decaux - Public Restrooms]
Supervisor McGoldrick

Hearing on the performance by JC Decaux of its obligations under contracts with the City to maintain and operate self-cleaning public restrooms at sites at several locations in San Francisco.
7/16/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011338 [Repeal New Jobs Tax Credit]
Supervisor McGoldrick

Hearing on the possible repeal of the business tax credit known as the "New Jobs Tax Credit," and the use of funds from such repeal to fund a living wage for existing jobs in the City such as those of workers providing In Home Supportive Services and those in the Community Jobs Initiative.
7/16/01, RECEIVED AND ASSIGNED to Finance Committee.

011339 [Exemption of Parking Requirements for Residential Housing]
Supervisor McGoldrick

Hearing to consider the effects of an exemption for the parking requirements for residential housing under the Planning Code, and to consider the effects of such an exemption on the costs and adequacy of public transit and traffic, off-site parking, and the provision of affordable housing, and to consider the need for a nexus study considering these matters and the possibility of requiring payment of a fee by developers in lieu of providing such parking.
7/16/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011340 [Sunset Home Burglaries]
Supervisors Newsom, Yee

Hearing regarding the Sunset home burglaries to cover the following: (1) Measures to take in the situation of a robbery; (2) Number of cases in the past year; (3) Suspect profiles.
7/16/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011341 [Pay Toilets]
Supervisor Newsom

Hearing to discuss the status of the City's pay toilets including, but not limited to, the following concerns: reports of vandalism, reports of breakdowns, monthly reports by the Department of Public Works, maintenance schedules, and arrests made for illegal activities.
7/16/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011342 [Kidney Dialysis Clinics]
Supervisor Newsom

Hearing to discuss the status of the City's kidney dialysis clinics, the proposed closure of the GAMBRO clinic and its effect on its clients, and the ability of the San Francisco General Hospital to absorb referrals due to this closure.
7/16/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011343 [S.F. Air Quality]
Supervisor Newsom

Hearing on San Francisco air quality and a recent report ranking San Francisco the number one county for added cancer risk due to outdoor hazardous air pollutants.
7/16/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011344 [Palace of Fine Arts Renovation]
Supervisor Newsom

Hearing regarding the status of the renovation and seismic retrofitting of the Palace of Fine Arts; as well as the timeline of the renovation and retrofitting projects, the expected dates of completion, the costs of renovation, the status of the lagoon and potential testing of the lagoon and potential pathway replacements.
7/16/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011345 [City Paratransit Services]
Supervisor Newsom

Hearing to discuss the need to fully support Paratransit services, generally, and in particular, access to adult day services.
7/16/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011347 [Hearing - Disposition and Development of Redevelopment Agency Land to Asian Inc.]
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's disposition of land at Assessor's Block 3725, Lot 101, commonly known as 474 Natoma Street, to Asian, Incorporated, a California non-profit public benefit corporation, for the purpose of developing housing for low and moderate income households. (Clerk of the Board)
7/16/01, SCHEDULED FOR PUBLIC HEARING. Board to sit as a Committe of the Whole on July 30, 2001, at 3:00 p.m.

011348 [Hearing - Ground Lease , Redevelopment Agency Land to Ocean Beach Apartments, L.P.]
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 1596, Lot 42, commonly known as 720 La Playa Street, to Ocean Beach Apartments, L.P., for 50 years for the purpose of preserving a housing development for very low and low income households.
7/16/01, SCHEDULED FOR PUBLIC HEARING. Board to sit as a Committee of the Whole on July 30, 2001, at 3:00 p.m.

Motions

011346 [Legislative Analyst Request]
Supervisor Gonzalez

Motion asking the Legislative Analyst to provide staff assistance to the Juvenile Justice Monitoring Committee.
7/16/01, ASSIGNED to Board of Supervisors. Scheduled for consideration July 23, 2001.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011302 [Settlement of Lawsuit]
Ordinance authorizing settlement of the lawsuit filed by Romulo Fontanilla against the City and County of San Francisco for $95,000.00 as back pay, with the Court to decide the amount of attorney's fees and costs with a floor of $70,000.00 and a ceiling of $120,000.00; the lawsuit was filed on October 28, 1996 in the U.S. District Court, Case No. C96-3916 JCS; entitled Romulo Fontanilla, et al., v. City and County of San Francisco, et al. (City Attorney)
7/11/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS

011272 **[Consultant Contract for Third Street Light Rail Transit Project]**

Resolution approving the award of Municipal Railway Contract No. CS-132, Quality Assurance and Construction Management Services for Phase I of the Third St. Light Rail Transit Project, to Sverdrup Civil Inc. for an amount not to exceed $16,000,000 and for a term not to exceed five years. (Municipal Transportation Agency)

7/6/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011299 **[Stop Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Corbett Avenue and Danvers Street, southeast corner, stopping northbound Danvers Street (stops the stem of this uncontrolled T-intersection)
Merritt and Danvers Streets, northeast corner, stopping westbound Merritt Street (stops the stem of this uncontrolled T-intersection)
Pinehurst Street and Kenwood Way, northwest and southeast corners, stopping Pinehurst Street (makes this uncontrolled intersection a two-way STOP) (Parking and Traffic Department)

(DPT Order No. 2261.)

7/11/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011300 **[Parking Regulations, Various Locations]**
Supervisor Newsom

Resolution enacting and rescinding parking regulations at various locations.

DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND
Point Lobos Avenue, north side, from 30 feet to 184 feet west of Merrie Way (154-foot zone, restores parallel parking)

RESIDENTIAL PERMIT PARKING AREA "D" (4-HOUR TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Arlington Street, both sides, between Miguel and Roanoke Streets (300 and 400 blocks)
Mateo Street, both sides, between Arlington and Chenery Streets (200 block)

RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
York Street, both sides, between 23rd and 24th Streets (1100 block)
York Street, both sides, between 24th and 25th Streets (1200 block)

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Pierce Street, west side, from 39 feet to 46 feet south of Page Street (7-foot zone, accommodating 2 motorcycles)
Pierce Street, west side, from 60 feet to 67 feet south of Page Street (7-foot zone, accommodating 2 motorcycles) (Parking and Traffic Department)

(DPT Order No. 2261.)

7/11/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011301 [Traffic Regulations, Various Streets]
Supervisor Newsom

Resolution enacting and rescinding traffic regulations on various streets.

LEFT LANE MUST TURN LEFT - ESTABLISH
10th Street, southbound, at Division Street

LEFT LANE MUST TURN LEFT, EXCEPT MUNI - ESTABLISH
Northpoint Street, eastbound, at The Embarcadero

RIGHT LANE MUST TURN RIGHT - ESTABLISH
Circular Avenue, northbound, at Monterey Boulevard

STREET CLOSURE (NO PUBLIC ACCESS) - ESTABLISH
Brazil Street, from Mansell Street to approximately 900 feet northerly (900-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Lincoln Way, south side, from 3rd Avenue to 31 feet easterly (31-foot zone)
Lincoln Way, south side, from 4th Avenue to a point 100 feet west of 3rd Avenue

TWO LEFT LANES MUST TURN LEFT - ESTABLISH
Lincoln Way, eastbound, at 3rd Avenue/Kezar Drive

NO RIGHT TURN - ESTABLISH
Lincoln Way, eastbound, at 3rd Avenue (Parking and Traffic Department)

(DPT Order No. 2261.)
7/11/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Requests Granted

From: Supervisor Hall
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the cost benefit analysis of using the Epoxy system versus the Meta Crylics system for resurfacing Midtown Terrace Reservoir.

From: Supervisor Hall
To: Chief, Fire Department
Requesting/Inquiring: To report on the current status of the Olympia Way Fire Station, as well as the Department's future plans for this station.

From: Supervisor Hall
To: Sutro Tower Task Force
Requesting/Inquiring: Requesting copies of all agendas and minutes from each meeting held over the last six months.

From: Supervisor Leno
To: Chief Probation Officer, Department of Adult Probation
To: Executive Director, Department of Aging and Adult Services
To: Commissioner, Department of Consumer Assurance
To: District Attorney
To: Director, Department of Elections
To: Director, Department of Emergency Communications
To: Chief, Fire Department
To: Executive Director, Department of Human Services
To: Chief Probation Officer, Juvenile Probation
To: Executive Director, Department of Parking and Traffic
To: Director, Department of Public Health
To: Director, Department of Public Transportation (Muni)
To: Chief, Police Department
To: Public Guardian
To: Public Defender
To: Director, Rent Stabilization and Arbitration Board
To: Sheriff
Requesting/Inquiring: Requesting a response from the following department heads: Department of Adult Probation; Department of Aging and Adult Services; Department of Consumer Assurance; District Attorney's Office; Department of Elections; Department of Emergency Communications; Fire Department; Department of Human Services; Juvenile Probation; Department of Parking and Traffic; Police Department; Department of Public Health; Public Defender's Office; Public Guardian; Department of Public Transportation; Rent Stabilization and Arbitration Board; and Sheriff's Office regarding their plans for compliance with the recently passed Equal Access to Services Ordinance, with detailed and individualized letters. (See attached).

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Kevin Foster (Supervisor Ammiano)

ADJOURNMENT

There being no further business, the Board at the hour of 8:35 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
NOV 14 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, July 23, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 30

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Maxwell, Peskin, Yee - 3.

Quorum present.

Supervisor Yee was noted present at 2:01 p.m.

Supervisor Peskin was noted present at 2:03 p.m.

Supervisor Maxwell was noted present at 2:07 p.m.

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 7

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

011090 **[Private grants for the Cafe' Training Project]**

Resolution authorizing the Department of Human Services to accept retroactively and expend two grants in the amounts of $125,000 and $25,000 from the Walter & Elsie Haas Fund and from the Kimball Foundation respectively for capital improvements for the Cafe' Training Project. (Human Services Department)

Resolution No. 607-01
ADOPTED

Recommendations of the Finance Committee

011092 **[In-Home Supportive Services Contract]**

Resolution retroactively approving the contract between the City and County of San Francisco and the IHSS Consortium of San Francisco for the provision of In-Home Supportive Services for the period from July 1, 2001 to June 30, 2004, in the amount of $29,214,373. (Human Services Department)

(Fiscal impact.)

Resolution No. 608-01
ADOPTED

011149 **[Contracting out Budget Analyst Services]**

Resolution concurring with the controller's certification that Budget Analyst services can be practically performed by private contractor for lower cost than similar work services performed by city and county employees. (Clerk of the Board)

Resolution No. 613-01
ADOPTED

011188 **[Contracting out Parking Management Services for S.F. International Airport]**

Resolution approving the Controller's certification that Parking Management Services for San Francisco International Airport can practically be performed by private contractor at a lower cost for the year commencing July 1, 2001 than if work were performed by City employees at budgeted levels. (Airport Commission)

Resolution No. 615-01
ADOPTED

Recommendations of the Housing, Transportation and Land Use Committee

011121 **[Stop Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH

Castro and Hill Streets, northeast corner, stopping westbound Hill Street (stops the stem of this uncontrolled T-intersection)

Amazon and Paris Streets, northwest and southeast corners, stopping Paris Street (makes this an all-way STOP)

(Parking and Traffic Department)

(DPT Order No. 2241.)

Resolution No. 610-01

ADOPTED

011122 **[Parking Regulations, Various Locations]**
Supervisor Peskin

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME - ESTABLISH
Charter Oak Avenue, east side, from Helena Street up to and including the south terminus (including frontage along I-280 freeway)
Helena Street, north side, between the north property line of #100 Charter Oak Avenue and the west property line of #152 Helena Street
Helena Street, north side, from Elmira Street to 87 feet westerly (87-foot zone, up to the east property line of #148 Helena Street)

NO PARKING ANYTIME - RESCIND
Montgomery Street, along both sides of raised median island, between Union and Greenwich Streets

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Newcomb Avenue, north side, between Rankin and Quint Streets

RESIDENTIAL PERMIT PARKING AREA "B" (2-HOUR TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Alemany Boulevard, south side, between Ramsell Street and Worcester Avenue (3800 block)
Ramsell Street, both sides, between Alemany Boulevard and Palmetto Avenue (unit block)

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Lagunitas Drive, both sides, between Sloat Boulevard and Ocean Avenue (unit block)

RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
York Street, both sides, between 20th and 21st Streets (800 block)
York Street, both sides, between 21st and 22nd Streets (900 block)

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH
Hyde Street, east side, from Lombard Street to 40 feet southerly (40-foot zone)

TOW-AWAY, NO PARKING, 9 AM - 9 PM, SATURDAY, SUNDAY AND HOLIDAYS, FROM MAY THROUGH SEPTEMBER - ESTABLISH
Van Ness Avenue, east side, from Lombard Street to 100 feet southerly (100-foot zone)

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Octavia Street, west side, from 49 feet to 60 feet north of Francisco Street (11-foot zone, accommodating 3 motorcycle spaces)

UNMETERED MOTORCYCLE PARKING - RESCIND
UNMETERED MOTORCYCLE PARKING, 6 PM - 7 AM (FOLLOWING DAY), EVERYDAY - ESTABLISH
Harrison Street, south side, from 58 feet to 76 feet west of Merlin Street (18-foot zone in front of 933 Harrison Street, accommodating 5 motorcycles) (Parking and Traffic Department)

(DPT Order No. 2241.)

Resolution No. 611-01
ADOPTED

011123 [Traffic Regulations, Various Streets]
Supervisors Newsom, Peskin

Resolution enacting and rescinding traffic regulations on various streets.

NO U-TURNS - ESTABLISH
California Street, westbound, at Locust Street

HOLIDAY STREET CLOSURES, 12 NOON - 9 PM (EFFECTIVE DURING MEMORIAL DAY, 4TH OF JULY, LABOR DAY, AND COLUMBUS DAY WEEKENDS ONLY) - ESTABLISH
Lombard Street, eastbound direction, between Van Ness Avenue and Polk Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Alemany Boulevard, south side, from 100 feet to 162 feet west of Chester Street (62-foot zone)
Lowell Street, north side, between Mission and Morse Streets
Montgomery Street, along both sides of raised median island, between Union and Greenwich Streets

TOW-AWAY, NO STOPPING, 6 AM - 10 AM AND 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Ulloa Street, south side, from 18 feet to 58 feet east of Wawona Street (40-foot zone) (Parking and Traffic Department)

(DPT Order No. 2241.)

Resolution No. 612-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Sandoval, Yee
Absent: 2 - Maxwell, Peskin

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

011310 **[Findings related to the conditional use appeal on property located at 2489-2491 Washington Street]**

Motion adopting findings related to the appeal of the Planning Commission's approval of Conditional Use Application No. 2000.1244C (which authorized, subject to certain conditions, the mounting of a total of three panel antennas on the roof and the installation of a non-occupied telephone equipment room in the basement as part of a wireless telecommunications network) for a two-story over basement commercial building within the Upper Fillmore Neighborhood Commercial District (NCD) and a 40-X Height and Bulk District, pursuant to Section 718.83 of the Planning Code, on property located at 2489-2491 Washington Street, southeast corner at Fillmore Street (Lot 022 in Assessor's Block 0612). (Clerk of the Board)

(Companion measure to Files 011137, 011138, 011139, 011140.)

Motion No. M01-98

APPROVED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Recommendation of the Finance Committee

010881 **[Sewer Service Charges, Fiscal Year 2001-2002]**
Mayor

Ordinance adopting and imposing schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant to Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code). (Mayor)

(Transmittal date 5/29/01.)

Ordinance No. 168-01

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Yee

Board of Supervisors Sitting as a Committee of the Whole

Committee of the Whole Rise and Report Without Recommendation

Recommendations of the Finance Committee

011040 [Annual Budget, FY 2001-2002]
Mayor

Motion approving Annual Budget for City and County of San Francisco for Fiscal Year 2001-2002. (Mayor)

(Companion Files 011041, 011042, 011043, 011044, 011045.)

President Ammiano moved to amend the budget to reflect technical adjustments submitted by the Mayor by letter dated July 23, 2001 (a copy which is on file in the Office of the Clerk of the Board).

President Ammiano, seconded by Supervisor Leno, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor McGoldrick moved an amendment to the Administriative Provisions of the Annual Appropriation by adding a new Section 25 to read: "Quarterly Report of Departments to Board of Supervisors. Each and every department shall be required to report to the Board of Supervisors within two weeks after the end of each quarter of the fiscal year, those items appropriated where the rate of expenditures by the department during that quarter for that appropriated item on an annualized basis would exceed the total appropriation for the fiscal year for that appropriated item."

Supervisor McGoldrick, seconded by Supervisor Leno, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Sandoval, Yee
Noes: 2 - Newsom, Peskin

Supervisor Leno moved to amend the budget to make a adjustment to eliminate $250,000 from Family Eviction Protection Program and $626,980 correction of non-profit COLA amount and reallocating to: IHSS paid time off - $500,000; Central City SRO Collaborative - $200,000; Excelsior Health Center - $75,000; Day Laborers - $50,000; Inner City Youth Program - $26,980; Lyon Martin Women's Health Center - $25,000.

Supervisor Leno, seconded by Supervisor Maxwell, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor Daly moved to amend the budget to recover from the Port or the Giants $500,000 for the cost of city services provided to support Pacific Bell Park on Port property, and place the $500,000 in the General Fund Unappropriated reserve.

Supervisor Daly, seconded by Supervisor Gonzalez, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Supervisor Daly moved to amend the budget stating that the Market Street Survey be performed by the Transportation Authority, rather than the Department of Parking and Traffic and that the $200,000 for this purpose be appropriated to the Board of Supervisors.

Supervisor Daly, seconded by Supervisor Leno, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin
Noes: 2 - Hall, Yee
Absent: 1 - Sandoval

Supervisor Daly moved to amend the budget to place on Board reserve 75 percent of the funding for the San Francisco Water Alliance contract in Hetch Hetchy ($900,000) and Clean Water ($750,000).

Supervisor Daly, seconded by Supervisor Leno, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Hall

Supervisor Maxwell moved to amend the budget to reserve by placing the following Port projects on reserve: Pre-Development Studies - $647,600; Pier 80 Projects - $451,850.

Supervisor Maxwell, seconded by Supervisor Leno, moved that this Motion be AMENDED. The motion carried by the following vote:

Ayes: 10 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 1 - Daly

Motion No. M01-99

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

011041 [Government Funding for Fiscal Year 2001-2002]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact; Companion Files Companion to Files 011040, 011042.)

AMENDED.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

011042 [Public Employment for Fiscal Year 2001-2002]

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact; Companion Files Companion to Files 011040, 011041.)

AMENDED.

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

Recommendation of the Rules Committee

011165 [Citizens Advisory Committee on Elections]
Supervisors Hall, Gonzalez, Sandoval, Newsom, Daly

Ordinance reconstituting the Citizens Advisory Committee on Elections by changing procedures and requirements for appointment of its members and prohibiting certain office-holding and campaign and lobbying activities by its members.

7/23/01 - Supervisor Peskin, seconded by Supervisor Newsom moved to amend on Page 4, line 6 by replacing "endorse" with "support".

Supervisors Leno and Peskin requested to be added as co-sponsors.
AMENDED.

PASSED ON FIRST READING AS AMENDED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

From Rules Committee with Recommendation "Do Submit"

010970 [Land Fill in San Francisco Bay]
Supervisors Peskin, Ammiano, Hall, Daly, Sandoval, Leno, Maxwell

Charter amendment (Third Draft) to adopt a new Section 16.122, to allow the qualified electors of the City and County of San Francisco the right to vote on any Project of said city and county that would place 100 acres or more of fill in San Francisco Bay.

ORDERED SUBMITTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Board of Supervisors Sitting as a Committee of the Whole

Recommendations of the Rules Committee

Appointment of President Pro Tempore

At the request of the President, Supervisor Sandoval assumed the Chair so the President could participate in the debate from the floor concerning the following item.

010983 [Revenue Bonds, Renewable Energy and Energy Conservation Projects]
Supervisors Ammiano, Daly, Maxwell

Charter amendment (Second Draft) to amend Section 9.107 to provide for the financing of the acquisition, construction, improvement, reconstruction or replacement of renewable energy facilities and energy conservation facilities.

(Fiscal impact.)
Amendment of the whole bearing the same title.
(Supervisor Hall dissenting in Committee.)

Public Comment:

Ernestine Weiss, approves the project;
Amid Jola, supports looking at solar power;
Terri Owens, supports protecting environment;
Cynthia Woodlin, supports the project;
Dan Berman, supports the project for jobs;
Paul Renn, supports the project;
John Bardis, opposes the project;
Londis Pondda, supports the project;
Anna Lorna, People's Budget received zero;
Riva Engene, supports People's Budget;
Richard Ow, supports revenue bond;
Nora Roman, supports People's Budget;
Vedel Wittaker, concern about the budget;
Mark Staut, supports charter amendment;
Kathleen Gray, supports People's Budget;
Henry Morales, more solar options for San Francisco.

ORDERED SUBMITTED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Hall, Yee

Board of Supervisors Sitting as a Committee of the Whole

010956 [Charter Amendment regarding Elections, Ethics, Redistricting and Outside Counsel]
Supervisors Newsom, Daly, Gonzalez, Hall, Ammiano, Sandoval

Charter Amendment (Fourth Draft) adding Sections 13.103.5, 13.104.5, 13.107.5, amending Sections 6.102, 13.104, 13.110, 15.100, 15.101, 15.102, 15.105, C3.699-13 and C3.699-14, and repealing Section C3.699-15 to create an Elections Commission; to establish procedures for the Elections Commission to appoint the Director of Elections; to institute conflict-of-interest prohibitions applicable to members and employees of the Elections Commission and Department of Elections; to prohibit the use of City employees other than Department of Election employees to staff elections unless approved by the Elections Commission and Board of Supervisors; to charge the Sheriff with transporting and safeguarding voted ballots and memory packs and providing security for the Department of Elections; to require precinct boards to post an accounting of ballots upon the closing of the polls; to establish procedures for the Elections Commission and the Department of Elections to retain outside legal counsel when the City Attorney has a conflict of interest relating to his or her candidacy; to replace the Controller with the Assessor as an appointing authority for the Ethics Commission; to lengthen the term of Ethics Commissioners from four to six years; to strengthen conflict-of-interest prohibitions and establish revolving-door prohibitions applicable to members and employees of the Ethics Commission; to strengthen civil service protections for Ethics Commission employees; to amend the Ethics Commission's investigative process; to provide that the appointing authority, rather than the Mayor, may initiate removal of Elections and Ethics Commissioners; to establish a procedure whereby elected officers, Department heads, Boards and Commissions may retain outside counsel if the City Attorney has an ethical or financial conflict of interest regarding a particular matter; to prohibit the City Attorney from participating in campaigns other than his or her own; to provide that the Elections Commission, rather than Director of Elections, shall appoint three members to the Elections Task Force; to require the use of adjusted census figures in redistricting Supervisorial districts; and to set deadlines for creation of the Elections Task Force and for completion of redistricting.

Failed submission.

Public Comment:

Carol Kingley, Chair, Ethics Commission, urges submission;
Mabel Eng, Deputy Director, Ethics Commission, remove restrictions;
Ginny Vida, Executive Director, Ethics Commission, split election reform from ethics;
Ann Pottlel, supports splitting redistricting;
Chris Bowman, Item 16 should be tabled and pass Items 17 and 18;
Bob Planthold, supports Items 17 and 18;
Ernestine Weiss, support reform of Ethics Commission;
Frederick Hobson, concern about redistricting.
NOT ORDERED SUBMITTED by the following vote:
Ayes: 3 - Ammiano, Daly, Sandoval
Noes: 8 - Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee

Board of Supervisors Sitting as a Committee of the Whole

011315 [Charter Amendment regarding Elections, Ethics and Outside Counsel]
Supervisors Newsom, Daly, Gonzalez, Hall, Ammiano, Sandoval

Charter amendment (Second Draft) adding Sections 13.103.5, 13.104.5, 13.107.5, amending Sections 6.102, 13.104, 15.100, 15.101, 15.102, 15.105, C3.699-13 and C3.699-14, and repealing Section C3.699-15 to create an Elections Commission; to establish procedures for the Elections Commission to appoint the Director of Elections; to institute conflict-of-interest prohibitions applicable to members and employees of the Elections Commission and Department of Elections; to prohibit the use of City employees other than Department of Election employees to staff elections unless approved by the Elections Commission and Board of Supervisors; to charge the Sheriff with transporting and safeguarding voted ballots and memory packs and providing security for the Department of Elections; to require precinct boards to post an accounting of ballots upon the closing of the polls; to establish procedures for the Elections Commission and the Department of Elections to retain outside legal counsel when the City Attorney has a conflict of interest relating to his or her candidacy; to replace the Controller with the Assessor as an appointing authority for the Ethics Commission; to lengthen the term of Ethics Commissioners from four to six years; to strengthen conflict-of-interest prohibitions and establish revolving-door prohibitions applicable to members and employees of the Ethics Commission; to strengthen civil service protections for Ethics Commission employees; to amend the Ethics Commission's investigative process; to provide that the appointing authority, rather than the Mayor, may initiate removal of Elections and Ethics Commissioners; to establish a procedure whereby elected officers, Department heads, Boards and Commissions may retain outside counsel if the City Attorney has an ethical or financial conflict of interest regarding a particular matter; and to prohibit the City Attorney from participating in campaigns other than his or her own.

7/26/01 - Clerical correction on Page 7, replace "13.103" with "13.103.5".

Public Comment:

Carol Kingley, Chair, Ethics Commission, urges submission;
Mabel Eng, Deputy Director, Ethics Commission, remove restrictions;
Ginny Vida, Executive Director, Ethics Commission, split election reform from ethics;
Ann Pottlel, supports splitting redistricting;
Chris Bowman, Item 16 should be tabled and pass Items 17 and 18;
Bob Planthold, supports Items 17 and 18;
Ernestine Weiss, support reform of Ethics Commission;
Frederick Hobson, concern about redistricting.

ORDERED SUBMITTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Yee

Board of Supervisors Sitting as a Committee of the Whole

011316 [Charter Amendment regarding Redistricting]
Supervisors Daly, Sandoval, Gonzalez

Charter amendment (Second Draft) amending Section 13.110 to provide that the Elections Commission, rather than the Director of Elections, shall appoint three members to the Elections Task Force; to require the use of adjusted census figures in redistricting Supervisorial districts; and to set deadlines for creation of the Elections Task Force and for completion of redistricting.

Supervisor Gonzalez requested to be added as a co-sponsor.

ORDERED SUBMITTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Yee

Board of Supervisors Sitting as a Committee of the Whole

From Rules Committee with Recommendation "Do Submit"

010540 [Vacancy in an Elective Office]
Supervisors McGoldrick, Ammiano, Daly, Gonzalez

Charter amendment (Fifth Draft) to repeal Sections 2.102 and 6.107, to amend Sections 3.102, 8.100 and 8.101, and to add Section 13.101.5 to shorten the period following a vacancy in an elective office before there is an election to fill the unexpired term.

Supervisor Gonzalez requested to be added as a co-sponsor.

ORDERED SUBMITTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Board of Supervisors Sitting as a Committee of the Whole

010967 [Livable Streets Fund]
Supervisors Leno, Maxwell, Newsom, Daly, McGoldrick

Charter amendment (Third Draft) to add Section 16.121, to create a Livable Streets Fund.

(Fiscal impact.)

Failed submission.

Public Comment:

Bob Planthold, Senior Action Network, support charter amendment;
Richard Ow, supports more trees;
Ernestine Weiss, supports livable streets;
John Bardis, opposes charter amendment.

NOT ORDERED SUBMITTED by the following vote:
Ayes: 5 - Daly, Leno, Maxwell, McGoldrick, Newsom
Noes: 6 - Ammiano, Gonzalez, Hall, Peskin, Sandoval, Yee

Board of Supervisors Sitting as a Committee of the Whole

010597 [Power and Water Authority]
Supervisors Newsom, Hall

Charter amendment (Sixth Draft) to repeal Sections 4.112, and A8.508, amending Sections 3.101, 9,107, 16.103 and A8.500, and adding new Sections 4.140, 4.141, 4.143, 4.144, 4.145 and 4.146 and 4.147 to: (1) eliminate the Public Utilities Commission; (2) form a Power and Water Authority which shall succeed to all powers and responsibilities of the Public Utilities Commission and, in addition, be responsible for (a) the generation, sale and transmission of electricity, steam and other energy and (b) proposing ordinances setting energy and water efficiency goals and standards that may become effective without action by the Board of Supervisors; (3) modify authority for the transfer of excess surplus utility funds to the City's General Fund.

(Fiscal impact.)

Failed submission.

Public Comment:

Mark Stolt, important to have MUD on ballot;
Advid Jola, support Municpal Water and Power Agency;
Ernestine Weiss, three different measures confusing;
James Keffer, should be run on benefit of cost.

NOT ORDERED SUBMITTED by the following vote:
Ayes: 2 - Hall, Newsom
Noes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee

Board of Supervisors Sitting as a Committee of the Whole

010957 **[Municipal Water and Power Agency]**
Supervisor Ammiano

Charter amendment (Fifth Draft) to repeal Sections 4.112 and 16.103, and A8.508, amend Section 9.107, 13.101 and A8.500, and add a new Chapter 8B, to: (1) eliminate the Public Utilities Commission; (2) form a Municipal Water and Power Agency, which shall succeed to all powers and responsibilities of the Public Utilities Commission and, for the generation, sale and transmission of electricity, steam and other energy and for proposing ordinances setting energy and water efficiency goals and standards to the Board of Supervisors; (3) adopt a two year budget; and (4) permit the transfer of excess surplus utility funds to the City's General Fund after 5 years only upon a two-thirds vote of the Board of Supervisors.

(Fiscal impact.)

Public Comment:

Dennis Mosgovan, supports charter amendment;
Bob Fillo, supports charter amendment;
Walter Johnson, Labor Council, urges yes vote;
Frederick Hobson, District 6 Democats supports charter amendment;
David Walters, supports charter amendment;
Connie Ford, Local 3, supports charter amendment;
David Novgesky, Local 21, supports charter amendment;
Sally Bookman, supports charter amendment;
Al Lopez, supports charter amendment.

ORDERED SUBMITTED by the following vote:
Ayes: 6 - Ammiano, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 5 - Daly, Gonzalez, Hall, Newsom, Yee

NEW BUSINESS

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

011246 **[Grant for Mentally Ill Offender Program]**
Supervisor Sandoval

Resolution authorizing the Sheriff's Department to accept a grant in the amount of $3,488,400 from the State Board of Corrections and expend the amount of $1,141,327 for a Mentally Ill Crime Reduction Demonstration Grant (MIOCRG).

Resolution No. 617-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Recommendations of the Finance Committee

011103 **[Revenue Bond Election]**
Supervisors Leno, Maxwell, McGoldrick, Peskin, Daly, Newsom, Gonzalez, Sandoval

Resolution calling and providing for a Special Election to be held in the City and County of San Francisco for the purpose of submitting to the qualified voters of said City and County on November 6, 2001 a proposition for the issuance of revenue bonds and/or other forms of revenue financing by the City and County of San Francisco (or one of its agencies, departments or enterprises) in a principal amount not to exceed $100,000,000 to finance the acquisition, construction, rehabilitation, installation and/or improvement of solar energy facilities and equipment, energy conservation facilities and equipment and/or renewable energy facilities and equipment; consolidating said Special Election with the General Municipal Election to be held on November 6, 2001; and finding the proposed project is in conformity with the priority of Planning Code Section 101.1(b) and the City's General Plan.

(Fiscal impact.)

Resolution No. 605-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Yee

011220 **[Fiscal Year 2001-2002 Patient Rates for the Department of Public Health]**

Ordinance amending the San Francisco Health Code by amending Section 128 thereof, to fix Patient Rates for services furnished by Department of Public Health, retroactive to July 1, 2001. (Public Health Department)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

Recommendations of the Housing, Transportation and Land Use Committee

011097 **[Grant funds to DPH for Traffic and Pedestrian Safety Program]**
Supervisors Leno, Newsom

Resolution authorizing the San Francisco Department of Public Health, Population Health and Prevention, to accept and expend a grant in the amount of $798,353 from the California Business, Transportation & Housing Agency Office of Traffic Safety for the period of July 1, 2001 to July 30, 2003 and to enter into an agreement for the use of these funds; placing $50,000 on reserve. (Public Health Department)

Resolution No. 609-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011162 **[Federal Grant - Municipal Railway's Motor Coach Replacement]**
Mayor

Resolution authorizing the Municipal Transportation Agency Board to accept and expend $1,980,630 of federal earmarked capital assistance for motor coach replacement, excluding administrative overhead costs. (Mayor)

(Supervisor Daly dissenting in Committee.)

Resolution No. 614-01
ADOPTED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez

011233 **[Occupation of Morris Street during construction of a live/work lofts at 111 Morris St.]**
Resolution granting revocable permission to Nibbi Brothers General Contractors for one (1) year to temporarily close and occupy the east side of the sidewalk and the parking lane on Morris Street, at the corner of the Morris-Bryant Street intersection during construction of a live-work lofts at 111 Morris Street (Block 3778, Lot 044). (Public Works Department)

Resolution No. 616-01
ADOPTED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

010883 **[Bicycle Lane]**
Supervisors McGoldrick, Peskin, Leno, Gonzalez, Maxwell

Ordinance establishing a permanent bicycle lane on Arguello Boulevard beginning at Fulton Street and ending at Jackson Street.

Supervisors Leno and Gonzalez requested to be added as co-sponsors.
PASSED ON FIRST READING by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

From Housing, Transportation and Land Use Committee Without Recommendation

011225 **[Revocable permit to relocate two (2) statues of Juan Bautista de Anza and King Carlos III to the landscaped median strip on Dolores Street]**
Resolution granting revocable permission to the San Francisco Arts Commission to relocate two (2) statues of Juan Bautista de Anza and King Carlos III from their former location at the south end of Justin Herman Plaza to the landscaped median strip on Dolores Street between 16th Street and Chula Lane, fronting Mission Dolores, and adopting findings pursuant to Planning Code Section 101.1. (Public Works Department)

(Supervisor Daly dissenting in Committee.)

Supervisor Peskin, seconded by Supervisor Sandoval moved to rerefer this item to the Housing, Transportation and Land Use Committee.
Supervisor Peskin, seconded by Supervisor Sandoval, moved that this Resolution be RE-REFERRED. The motion carried by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

CALLED FROM COMMITTEE by Supervisor Daly

010845 **[Dancehall Permits]**
Supervisor Daly

Ordinance amending San Francisco Police Code Section 1023 to exempt permitted places of entertainment and locations holding public assembly permits from the dancehall permit requirement.

Supervisor Daly, seconded by Supervisor Leno moved to continued to July 30, 2001.
CONTINUED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

PUBLIC COMMENT

Frederick Hobson, presented gift to Clerk of the Board staff;
Edmund, baseball and homelessness.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011346 **[Legislative Analyst Request]**
Supervisor Gonzalez

Motion asking the Legislative Analyst to provide staff assistance to the Juvenile Justice Monitoring Committee.

APPROVED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 35 through 42

011328 [San Francisco YWCA]
Supervisors Gonzalez, Peskin, Newsom

Resolution urging the San Francisco Young Women's Christian Association (YWCA) to acknowledge the existence of, and honor, an agreement made between the San Francisco YWCA and the Soko Bukai which placed the Japantown YWCA building located at 1830 Sutter Street in the trust of the San Francisco YWCA on behalf of the churches that make up the Soko Bukai.

Resolution No. 618-01
ADOPTED

011331 [Commend - Marcy A. Fraser]
Supervisors Leno, Newsom

Resolution commending Marcy A. Fraser for 20 years of community leadership in public health.

Resolution No. 619-01
ADOPTED

011332 [Commend - Rev. O.V. Latin]
Supervisors Maxwell, Newsom

Resolution commending Reverend O.V. Latin for his faithful service and devotion to the Christian Community.

Resolution No. 620-01
ADOPTED

011305 [Final Map for a 11 Unit Live/Work Condominium Project]
Motion approving Final Map of 588 South Van Ness Avenue, a Live/Work Condominium Project, being a subdivision of Lot 6, Assessor's Block No. 3570, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173069; District 6.)

Motion No. M01-97
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Severed from Adoption Without Committee Reference

011326 [Urging California Secretary of State to assist in November election]
Supervisor Daly

Resolution urging the California Secretary of State to assist in the administration of November's election and urging the City Administrator to ensure that November's election is run with fairness and professionalism.

Referred to Rules Committee.
REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011327 **[Henry Kissinger]**
Supervisors Daly, Peskin

Resolution documenting Henry Kissinger's record of criminal actions perpetrated against civilians throughout the world.

Referred to Economic Vitality, Small Business and Social Policy Committee.
REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011329 **[Presidio Trust Planning Work Group]**
Supervisor Newsom

Resolution establishing a Presidio Trust Planning Work Group to be comprised of representatives from the San Francisco Planning Department, the Department of Public Works, the Department of Parking and Traffic and the Transit Authority to monitor the development of all planning activities being developed for implementation by the Presidio Trust.

Referred to Economic Vitality, Small Business and Social Policy Committee.
REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011330 **[Treasure Island Heritage Center]**
Supervisor Yee

Resolution urging the Board of Supervisors of the City and County of San Francisco to support the construction of the Treasure Island Heritage Center and National Monument.

Referred to Housing, Transportation and Land Use Committee.
REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

011333 **[Commend - 2008 Olympics in Beijing]**
Supervisor Yee

Resolution commending China for their successful bid for the 2008 Summer Olympics in Beijing.

Referred to Audit, Labor and Government Efficiency Committee.
REFERRED by the following vote:
Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Leno, seconded by Supervisor Gonzalez, moved. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

**Supervisor Leno, seconded by Supervisor Gonzalez, moved [Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.. The motion carried by the following vote:**

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

Imperative Resolution

011362 [Presidio Trust]
Supervisors Yee, Newsom

Resolution urging the Department of Public Works to decline the issuance of a Street Space Permit to the Presidio Trust.

Resolution No. 621-01

Supervisor Leno, seconded by Supervisor Gonzalez, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011361 [Appropriation - Earthquake Relief for Peru]
Supervisor Ammiano

Ordinance appropriating $25,000 from the General Fund for the American Red Cross Earthquake Relief Fund for Peru, for fiscal year 2001-02.
7/23/01, RECEIVED AND ASSIGNED to Finance Committee.

Resolutions

011362 [Presidio Trust]
Supervisors Yee, Newsom

Resolution urging the Department of Public Works to decline the issuance of a Street Space Permit to the Presidio Trust.
7/23/01, ADOPTED.

011363 [Interim Control - Mission District]
Supervisor Ammiano

Resolution adopting interim controls that would, in the Mission District in the area bounded by Guerrero Street, Cesar Chavez Street, Potrero Avenue and the Central Freeway, prohibit certain tourist hotels, prohibit demolition of a residential use except to construct affordable housing, require mandatory discretionary review and sign posting for a change of use, require certain new market-rate housing projects or conversions to market-rate housing to obtain conditional use authorization and allow other types of housing as a permitted use, prohibit an office or information technology use in excess of 1,500 gross square feet in areas zoned M (Industrial), and require conditional use authorization for a utility installation in areas zoned C (Commercial); that would, in the Valencia Street and 24th Street - Mission NCDs, prohibit conversions or demolition of residential uses, prohibit information technology uses, and require conditional use for a business or professional service use of more than 2,000 square feet above the 1st story unless it is a community service; that would, in the Valencia Street NCD, permit use sizes up to 2,000 square feet as a principal use, require a conditional use for use sizes above 2,000 square feet, and prohibit new tourist hotels; that would, on Mission Street from 15th Street to Cesar Chavez Street Zoned NC-3, permit use sizes up to 2,999 square feet as a principal use, require a conditional use for certain use sizes above 2,999 square feet, require all lots over 40,000 square feet to obtain a conditional use authorization for all uses, prohibit conversions or demolition of residential uses, prohibit certain administrative service uses unless they are a community service, and authorize a community service on all stories, and prohibit an information technology use on the 1st and 2nd stories and permit it as a principal use on the 3rd story and above; that would, in the Northeast Mission Industrial Zone (NEMIZ), prohibit any office or information technology use in excess of 1,500 gross square feet unless it is a community service; and prohibit new live/work projects and all conversions of live/work to office; Adopting findings.
7/23/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. 7/27/01 - Transmitted to Director of Planning for environmental review.

011364 [Golden Gate Park Stables Funding]
Supervisors Hall, McGoldrick

Resolution urging the Recreation and Park Department to consider the option of reallocating existing funds sufficient to repair and improve the Golden Gate Park Stables, and then repay these funds by soliciting funds from the Golden Gate Park Concourse Authority.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011365 [Golden Gate Park Stables Working Group]
Supervisors Hall, McGoldrick

Resolution establishing a Golden Gate Park Stables Working Group to be compromised of one boarder at the Stables, one veterinarian, one person with equestrian competition experience or one person with equestrian riding teaching experience, one member of the public with a background in boarding horses or managing a horse stable, and a representative of the Recreation and Park Department. The Golden Gate Park Stables Working Group shall evaluate possible funding opportunities for capital improvement needs at the Golden Gate Park Stables, and shall evaluate the most efficient and effective manner to repair and improve the stables.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011366 [Residential Housing Projects]
Supervisors Leno, McGoldrick, Maxwell

Resolution urging the San Francisco Planning Commission not to approve residential housing projects of ten units or more with less than a 10% affordability requirement or 15% affordability requirement for conditional use projects and Planned Unit Development (PUDs) prior to consideration by the Board of Supervisors of legislation specifically codifying these affordability levels.
7/23/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011367 [Declaration of Policy - Proposition P]
Supervisors Maxwell, Leno, Peskin, Newsom, McGoldrick, Daly

Resolution adopting the voter approved Declaration of Policy known as Proposition P as the official policy of the City and County of San Francisco, urging the United States Navy, the United States Environmental Protection Agency and the California Environmental Protection Agency to take all actions necessary to implement Proposition P.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011368 [Reform of Prison Gang Validation Policy]
Supervisors Sandoval, Daly

Resolution urging the California Department of Corrections to reform a prison gang validation policy, which led 900 prisoners to participate in a hunger strike earlier this month.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011369 [Commend - Sonia Reyes]
Supervisors Maxwell, Leno

Resolution commending Sonia Reyes who has faithfully served the City and County of San Francisco for thirty-one years.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011370 **[Commend - S.F. Bicycle Coalition and Susan Silber]**
Supervisors Maxwell, McGoldrick, Leno

Resolution commending the San Francisco Bicycle Coalition and educator Susan Silber for opening up new worlds to SFUSD students through teaching them how to operate a bicycle safely in San Francisco.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011371 **[Idriss Stelley]**
Supervisor Ammiano

Hearing to investigate the circumstances around the shooting of Mr. Idriss Stelley, who was shot on June 13, 2001 at the San Francisco Sony Metreon.
7/23/01, RECEIVED AND ASSIGNED to Rules Committee.

011372 **[Presidio Trust Implementation Plan]**
Supervisors Sandoval, McGoldrick, Daly, Peskin, Ammiano, Gonzalez, Newsom, Yee

Hearing asking City Departments to make formal responses to the Presidio Trust Implementation Plan released on July 25, 2001.
7/23/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011373 **[Interim Control - Third Street]**
Supervisor Maxwell

Resolution adopting interim controls that would subject the following properties on Third Street between Islais Creek and Paul Avenue, which are currently zoned M (Industrial), to the more restrictive controls of NC-3 (Moderate-Scale Neighborhood Commercial) for a period of twelve months: Assessor's Block 4501, Lots 001, 003, 004, and 005;Block 4502A, Lot 002, Block 4881, Lots 012, 018, 022, and 024, Block 4912, Lot 006, Block 4940, Lots 012A, 012B, and 024, Block 5211, Lot 028, Block 5217, Lot 001, Block 5225, Lot 010, Block 5226, Lots 025, and 028, Block 5235, Lots 003 and 011, Block 5242, Lots 021, 022, 023, 024, and 042, and Block 5253, Lots 003, 008, 029 ,030, 031, 032, 033, and 034, Block 5260, Lots 001, 002, 003, 032, 034, 035 and 036, Block 5272, Lots 045 and 048, Block 5279, Lots 001, 002 and 003, Block 5414, Lots 005, 006, 007, 008, 025, 026, 027, 028, and 030, Block 5418, Lots 001, 002, and 010, Block 5419, Lots 006, 007, 007B, 007C, 009, 015, 016, 017, 018, Block 5421, Lot 011, Block 5429, Lot 002, Block 5431A, Lots 001, 001M, 001U, 001V, and 004; adopting findings pursuant to Planning Code Section 101.1.
7/23/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/22/2001. 7/27/01 - Transmitted to Director of Planning for environmental review.

011374 **[City Budget Review]**
Supervisor Leno

Hearing to review possible improvements to the process by which the Board of Supervisors annually reviews the City budget.
7/23/01, RECEIVED AND ASSIGNED to Finance Committee.

011375 **[Traffic and Pedestrian Concerns - Noe and Castro Streets]**
Supervisor Leno

Hearing to consider traffic and pedestrian concerns at the intersections of Noe/Market and Castro/Market Streets.
7/23/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Motions

011360 **[Needle Exchange Emergency[**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
7/23/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

None.

PROPOSED RESOLUTIONS

011303 **[Occupancy of an eastbound traffic lane on Townsend Street during construction operations at 160 King Street]**
Resolution granting revocable permission to Webcor Builders to temporarily close and occupy an eastbound traffic lane, adjacent to a covered pedestrian walkway, on the southerly side of Townsend Street, from 9:00 AM to 3:00 PM and from 10:00 PM to 6:00 AM daily, during construction operations at 160 King Street (Assessor's Block 3794, Lot 025). (Public Works Department)
7/12/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011306 **[State grant to fund Sheriff Department's purchase and establishment of administrative network]**
Supervisor Sandoval

Resolution authorizing the Sheriffs Department to accept and expend a grant in the amount of $100,000 from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety. (Sheriff)
7/18/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

Requests Granted

From: Supervisor Gonzalez
To: General Manager, Recreation and Parks Department
Requesting/Inquiring: To provide current capital budget, number of gardener positions, and budget amounts for general upkeep dedicated to Buena Vista Park, and to provide results of any site visits to Buena Vista Park, if performed, as part of the Department's 1999 Assessment Project.

From: Supervisor Gonzalez
To: Executive Director, Housing Authority
Requesting/Inquiring: Requesting copies of all documents and/or meeting minutes related to phased renovations at North Beach Public Housing Development during HOPE VI renovations.

From: Supervisor Leno
To: Executive Director, Department of Parking and Traffic
Requesting/Inquiring: To notify by letter that a committee hearing has been called to inquire into traffic and pedestrian concerns at the intersections of Noe and Market and Castro and Market Streets; and will be scheduled before the Housing, Transportation and Land Use Committee in the near future.

From: Supervisor Leno
To: Controller
To: Requesting/Inquiring: To notify by letter that a committee hearing has been called to review possible improvements to the process by which the Board of Supervisors annually reviews the City Budget; and will be scheduled before the Finance Committee in the near future.

From: Supervisors Maxwell, Leno
To: City Attorney
Requesting/Inquiring: To draft legislation to address environmental justice in minority and low-income communities, including:
1. Each City and County agency shall make achieving environmental justice part of its mission and, as such, identify and address, as appropriate, disproportionately high and adverse human health or environmental effects of its programs, policies, and activities on minority populations and low-income populations.
2. The creation of an Inter-Departmental Working Group on Environmental Justice, and a corresponding citizens advisory council, to provide guidance to the Board of Supervisors and City departments on reducing health and environmental impacts on minority and low-income communities.
3. Create an environmental justice review process as part of the City's environmental review process, including expanded analysis, community involvement, and development of project alternatives or mitigation's.

From: Supervisor Sandoval
To: City Attorney
Requesting/Inquiring: To investigate and report on the proposed precinct and redistricting request process conducted by the Department of Elections for 2001.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Nunizo Alioto (Supervisors Hall, Peskin)
Michael DiMaggio (Supervisor Newsom)
James Henry Glover (Supervisor Maxwell)

ADJOURNMENT

There being no further business, the Board at the hour of 11:27 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

F
30
2
30/01
2

MEETING MINUTES

DOCUMENTS DEPT.
NOV 14 2001
SAN FRANCISCO
PUBLIC LIBRARY

Monday, July 30, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 31

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

Members Absent: Sophie Maxwell.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The Board of Supervisors of the City and County of San Francisco met in regular session on the above date with President Tom Ammiano presiding.

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Gonzalez, Maxwell, McGoldrick, Sandoval - 4.

Quorum present.

Supervisor Maxwell was excused. (See infra.)

Supervisors Gonzalez, McGoldrick, Sandoval were noted present at 2:02 p.m

Supervisor Maxwell Excused from Attendance

Supervisor Leno, seconded by Supervisor Peskin, moved to excuse Supervisor Maxwell from attending this meeting. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Introduction of Guests

Supervisor Yee introduced, welcomed and presented a Certificate of Honor to Mrs. Reed upon the occasion of her retirement.

Supervisor Hall introduced, welcomed and presented commendations to nine police officers of the Taraval Station relating to customer service:

Sgt. Michael Wallis;
Officer Neil Fanelli;
Officer Lorenzo Adamson;
Officer Angel Foon;
Officer Moli Fanel;
Officer Louenzki;
Officer Brad Davis
Officer Lisa Curry.

AGENDA CHANGES

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 8

Recommendations of the Audit, Labor and Government Efficiency Committee

011131 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Plaintiffs Vicki Rooker, et al. against the City and County of San Francisco for $114,054.77; the lawsuit was filed on March 9, 1999 in United States District Court, Case No. C99-1095; entitled Rooker, et al., v. City and County of San Francisco, et al; other material terms of said settlement are: (1) settlement pertains only to plaintiffs' claims that the city improperly computed plaintiffs' wages during the time period plaintiffs worked as classification 2532 paramedics; and (2) settlement proceeds to be broken out as follows: (i) $62,703.18 in back overtime wages; (ii) $31,351.59 in liquidated damages; and (iii) $20,000 in attorneys' fees. (City Attorney)

PASSED, ON FIRST READING

011132 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by CARMEN LeFRANC against the City and County of San Francisco for $51,000.00; the lawsuit was filed on August 5, 1999 in San Francisco Superior Court, Case No. 305440; entitled Carmen LeFranc, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

011302 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Romulo Fontanilla against the City and County of San Francisco for $95,000.00 as back pay, with the Court to decide the amount of attorney's fees and costs with a floor of $70,000.00 and a ceiling of $120,000.00; the lawsuit was filed on October 28, 1996 in the U.S. District Court, Case No. C96-3916 JCS; entitled Romulo Fontanilla, et al., v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

011193 **[Settlement of Claim]**

Resolution approving the settlement of the unlitigated claim filed by Knickerbocker Properties XXXIII against San Francisco for $44,284.24; claim was filed on 04-06-2001; additional material terms of said settlement is the signing of full and final release of the City and County of San Francisco. (City Attorney)

Resolution No. 623-01
ADOPTED

011221 [Settlement of Claim]

Resolution approving the settlement of the unlitigated claim filed by Christine Dean against San Francisco for $32,000; claim was filed on October 30, 2000; additional material term of said settlement is the signing of liability against the City and County of San Francisco. (City Attorney)

Resolution No. 624-01
ADOPTED

Recommendations of the Finance Committee

011229 [Contracting out facility security services]

Resolution concurring with the Controller's certification that facility security services for the Municipal Transportation Agency can be practically performed by a private contractor at a lower cost than by City and County Employees. (Municipal Transportation Agency)

Resolution No. 626-01
ADOPTED

011230 [Contracting out Convention Facilities management, operation and maintenance services]

Resolution concurring with the Controller's certification that Convention Facilities management, operation and maintenance services can be practically performed at Bill Graham Civic Auditorium and the Moscone Center by private contractor for a lower cost than similar work services performed by City and County employees. (Administrative Services Department)

Resolution No. 627-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Severed from Consent Agenda

Recommendation of the Rules Committee

011319 [Appointment]

Resolution appointing Holli Thier, term ending November 30, 2002, to the Ballot Simplification Committee.

Holli Thier, succeeding Mary Hilton, term expired, seat 3, must represent the League of Women Voters, for a new two-year term ending November 30, 2002.

TABLED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Finance Committee

011041 [Government Funding for Fiscal Year 2001-2002]
Mayor

Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2002. (Mayor)

(Fiscal impact; Companion Files Companion to Files 011040, 011042.)

Ordinance No. 170-01
FINALLY PASSED by the following vote:
Ayes: 8 - Ammiano, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez
Absent: 1 - Maxwell

011042 [Public Employment for Fiscal Year 2001-2002]

Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2002, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor. (Human Resources Department)

(Fiscal impact; Companion Files Companion to Files 011040, 011041.)

Ordinance No. 171-01
FINALLY PASSED by the following vote:
Ayes: 8 - Ammiano, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez
Absent: 1 - Maxwell

011220 [Fiscal Year 2001-2002 Patient Rates for the Department of Public Health]

Ordinance amending the San Francisco Health Code by amending Section 128 thereof, to fix Patient Rates for services furnished by Department of Public Health, retroactive to July 1, 2001. (Public Health Department)

Ordinance No. 173-01
FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Recommendation of the Housing, Transportation and Land Use Committee

010883 **[Bicycle Lane]**
Supervisors McGoldrick, Peskin, Leno, Gonzalez, Maxwell

Ordinance establishing a permanent bicycle lane on Arguello Boulevard beginning at Fulton Street and ending at Jackson Street.

Ordinance No. 172-01
FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Recommendation of the Rules Committee

011165 **[Citizens Advisory Committee on Elections]**
Supervisors Hall, Gonzalez, Sandoval, Newsom, Daly, Leno, Peskin, Maxwell

Ordinance reconstituting the Citizens Advisory Committee on Elections by changing procedures and requirements for appointment of its members and prohibiting certain office-holding and campaign and lobbying activities by its members.

Ordinance No. 169-01
FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

CALLED FROM COMMITTEE by Supervisor Daly

010845 **[Dancehall Permits]**
Supervisor Daly

Ordinance amending San Francisco Police Code Section 1023 to exempt permitted places of entertainment and locations holding public assembly permits from the dancehall permit requirement.

Supervisor Daly moved to continue to August 13, 2001.
Supervisor Daly, seconded by Supervisor McGoldrick, moved that this Ordinance be CONTINUED. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

NEW BUSINESS

Recommendations of the Audit, Labor and Government Efficiency Committee

010941 [Superior Court employees, Deferred Compensation Plan]
Supervisor McGoldrick

Ordinance extending to employees of the Superior Court of California, County of San Francisco, certain benefits which ordinarily accrue from participation in the City's Deferred Compensation Plan.

PASSED, ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

010942 [Superior Court, Retirement System]
Supervisor McGoldrick

Ordinance extending to employees of the Superior Court of California, County of San Francisco, certain benefits which ordinarily accrue from participation in the Retirement System.

PASSED, ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

011093 [Pension Buy-Backs - Rollovers]
Ordinance amending the Administrative Code by adding Section 16.61-5 authorizing the Retirement System to accept rollovers from other tax qualified plans for buy-backs. (Retirement System)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Recommendations of the Finance Committee

010059 [Catastrophic Sick Leave Program]
Supervisors Ammiano, Peskin, Leno, McGoldrick, Gonzalez, Sandoval

Ordinance repealing Section 16.9-29 of the San Francisco Administrative Code and replacing it with new Section 16.9-29A to authorize the transfer of vacation and sick leave credits to a pool of catastrophically ill employees and to individual catastrophically ill employees, and adding new Section 16.9-29B to authorize the transfer of vacation credits to individual employees with catastrophically ill family members.

(Fiscal impact.)

Supervisor Leno requested to be added as a co-sponsor.
PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

010826 [Business Tax and Regulations Code Amendment]
Supervisor Leno

Ordinance amending the Business Tax and Regulations Code by:
(1) amending Sections 6.12-1, 6.18-1, and 6.18-3, and repealing Section 6.19-3, to clarify general administrative provisions of Article 6;
(2) adding Sections 6.19-3 through 6.19-11, to establish a system of administrative penalties for specified violations of the Business Tax and Regulations Code;
(3) adding new Sections 852.8 and 852.9, re-numbering existing Sections 852.8 and 852.9 as Sections 852.10 and 852.11, respectively, and amending Section 856, to consolidate the deadlines for renewing business registration certificates and filing annual tax returns;
(4) amending Section 905-A, to create a graduated system of fines for persons who qualify for the small business exemption but fail to file a timely return; and,
(5) amending Section 6.6-1, to provide that a parking lot operator is considered liable for collection of parking taxes at a location covered by his or her certificate of authority unless and until the certificate is surrendered to the Tax Collector. (Treasurer-Tax Collector)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

011163 [Property-related Subsidies to Nonprofit Arts Organizations]
Supervisors Ammiano, Leno, Peskin, Gonzalez

Ordinance revising the terms and conditions for the expenditure of an earlier appropriation of 1.5 million dollars to give rent, relocation, capital improvement and real property acquisition assistance to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases, and otherwise amending the terms of the assistance program.

PASSED, ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

011174 [Hotel Tax Funds]
Mayor

Ordinance amending San Francisco Business and Tax Regulations Code Section 515.01 to revise the portion of Hotel Tax Funds allocated for rent supplements for low-income households. (Mayor)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

011084 [Emergency Repair, Hetch Hetchy San Joaquin Pipeline No. 1]
Supervisor Gonzalez

Resolution authorizing expenditure of funds for emergency repair of corrosion in San Joaquin Pipeline No. 1 of the Hetch Hetchy Aqueduct. (Public Utilities Commission)

Resolution No. 622-01
ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

011227 · **[Children's Council of San Francisco]**

Resolution urging the Board of Supervisors to authorize continuing the service level and enrollment for CalWORKS child care by renewal of the existing contract with the Children's Council of San Francisco, a California corporation, to continue with said contract in enrollment, program costs and number of capacity building initiatives. (Human Services Department)

(Fiscal impact.)

Resolution No. 625-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

011322 **[Grant - Department of the Environment]**
Supervisor Leno

Resolution authorizing the Department of the Environment to accept a grant in the amount of $7,800,000 from the California Public Utilities Commission for a small business lighting retrofit program. (Mayor)

Resolution No. 606-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Recommendations of the Rules Committee

011312 **[Appointment]**

Resolution appointing Supervisor Mark Leno, term ending June 30, 2003, as an alternate member to the Association of Bay Area Governments Executive Board.

Supervisor Mark Leno, succeeding himself, Seat No. 3, must be a member of the San Francisco Board of Supervisors (alternate), for a new two-year term ending June 30, 2003.

Supervisor Daly, seconded by Supervisor Peskin moved to excuse Supervisor Leno.

Resolution No. 628-01

Supervisor Daly, seconded by Supervisor Peskin, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell
Excused: 1 - Leno

011313 **[Appointment]**

Resolution appointing Supervisor Jake McGoldrick, term ending June 30, 2003, to the Association of Bay Area Governments Executive Board.

Supervisor Jake McGoldrick, succeeding himself, Seat No. 2, must be a member of the San Francisco Board of Supervisors, for a new two-year term ending June 30, 2003.

Supervisor Daly, seconded by Supervisor Peskin moved to excuse Supervisor McGoldrick.

Resolution No. 629-01

Supervisor Daly, seconded by Supervisor Peskin, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell
Excused: 1 - McGoldrick

011314 **[Appointment]**

Resolution appointing Supervisor Chris Daly, term ending June 30, 2003, to the Association of Bay Area Governments Executive Board.

Supervisor Chris Daly, succeeding Supervisor Tony Hall, resigned, Seat No. 1, must be a member of the San Francisco Board of Supervisors, for a new two-year term ending June 30, 2003.

Supervisor Peskin, seconded by Supervisor Sandoval moved to excuse Supervisor Daly.

Resolution No. 630-01

Supervisor Peskin, seconded by Supervisor Sandoval, moved that this Resolution be ADOPTED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell
Excused: 1 - Daly

SPECIAL ORDER 3:00 P.M.

010882 **[Hearing - Street Vacation of a Portion of The Embarcadero]**

Hearing of persons interested in or objecting to proposed ordinance ordering the vacation of a portion of The Embarcadero just north of Mission Street; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the vacation is consistent with the City's General Plan and Eight Priority Policies of Planning Code Section 101.1; and ratifying acts and authorizing actions in furtherance of the ordinance. (Clerk of the Board)

(Pursuant to Board of supervisors Resolution No. 519-01, approved July 6, 2001.)

Public Comment:

Ernestine Weiss, supports street vacation.
HEARD AT PUBLIC HEARING.

From the Housing, Transportation and Land Use Committee Without Recommendation

010812 **[Street Vacation of a Portion of The Embarcadero]**

Ordinance ordering the vacation of a portion of The Embarcadero just north of Mission Street; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the vacation is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; and ratifying acts and authorizing actions in furtherance of the ordinance. (Public Works Department)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

011347 **[Hearing - Disposition and Development of Redevelopment Agency Land to Asian Inc.]**

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's disposition of land at Assessor's Block 3725, Lot 101, commonly known as 474 Natoma Street, to Asian, Incorporated, a California non-profit public benefit corporation, for the purpose of developing housing for low and moderate income households. (Clerk of the Board)

Public Comment:

Olson Lee, Housing Manger, Redevelopment Agency;
Richard Ow, supports project.
HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

Committee of the Whole Rise and Report Without Recommendation

011323 **[Disposition and Development of Redevelopment Agency Land to Asian Inc.]**
Mayor

Resolution approving the Redevelopment Agency of the City and County of San Francisco's disposition of land at Assessor's Block 3725, Lot 101, commonly known as 474 Natoma Street, to Asian, Incorporated, a California non-profit public benefit corporation, for the purpose of developing housing for low and moderate income households. (Mayor)

Resolution No. 631-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

011348 **[Hearing - Ground Lease, Redevelopment Agency Land to Ocean Beach Apartments, L.P.]**

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 1596, Lot 42, commonly known as 720 La Playa Street, to Ocean Beach Apartments, L.P., for 50 years for the purpose of preserving a housing development for very low and low income households.

Public Comment:

Ron Miguel, Planning Association for the Richmond, supports project.
HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

Committee of the Whole Rise and Report Without Recommendation

011324 **[Ground Lease, Redevelopment Agency Land to Ocean Beach Apartments, L.P.]**
Mayor

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 1596, Lot 42, commonly known as 720 La Playa Street, to Ocean Beach Apartments, L.P., for 50 years for the purpose of preserving a housing development for very low and low income households. (Mayor)

Resolution No. 632-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Yee
Absent: 2 - Maxwell, Sandoval

PUBLIC COMMENT

Patricia Vaughey, movie house in Cow Hollow needs to be saved;
Louise Vaugh, children and racism;
Leboriae Smoore, racism against blacks;
Male speaker, sleeping on city streets;
David Overdoff, pulling legislation from committee;
Frederick Hobson, District 6 Democrats, dancehall permit should be sent back to committee;
Ernestine Weiss, Piers 27, 31-32, no development of office space.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011382 [Legislative Analyst Request]
Supervisor McGoldrick

Motion asking the Legislative Analyst to prepare a report concerning the diversity of appointments made to Board, Commissions, and to heads of City Departments, including all such appointments made by local officials (City officials, as well as judges of the Superior Courts). This report should be broken down by age, gender, ethnicity, race, religion, national origin, sexual orientation, and disability, to the extent such data is known, and should report the composition of each board, commission, etc. according to such criteria. This report should be completed by September 15, 2001.

APPROVED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

IItems 37 through 45

011364 [Golden Gate Park Stables Funding]
Supervisors Hall, McGoldrick

Resolution urging the Recreation and Park Department to consider the option of reallocating existing funds sufficient to repair and improve the Golden Gate Park Stables, and then repay these funds by soliciting funds from the Golden Gate Park Concourse Authority.

Resolution No. 638-01
ADOPTED

011365 [Golden Gate Park Stables Working Group]
Supervisors Hall, McGoldrick

Resolution establishing a Golden Gate Park Stables Working Group to be compromised of one boarder at the Stables, one veterinarian, one person with equestrian competition experience or one person with equestrian riding teaching experience, one member of the public with a background in boarding horses or managing a horse stable, and a representative of the Recreation and Park Department. The Golden Gate Park Stables Working Group shall evaluate possible funding opportunities for capital improvement needs at the Golden Gate Park Stables, and shall evaluate the most efficient and effective manner to repair and improve the stables.

Resolution No. 633-01
ADOPTED

011367 [Declaration of Policy - Proposition P]
Supervisors Maxwell, Leno, Peskin, Newsom, McGoldrick, Daly

Resolution adopting the voter approved Declaration of Policy known as Proposition P as the official policy of the City and County of San Francisco, urging the United States Navy, the United States Environmental Protection Agency and the California Environmental Protection Agency to take all actions necessary to implement Proposition P.

Resolution No. 634-01
ADOPTED

011368 [Reform of Prison Gang Validation Policy]
Supervisors Sandoval, Daly

Resolution urging the California Department of Corrections to reform a prison gang validation policy, which led 900 prisoners to participate in a hunger strike earlier this month.

Resolution No. 635-01
ADOPTED

011369 [Commend - Sonia Reyes]
Supervisors Maxwell, Leno

Resolution commending Sonia Reyes who has faithfully served the City and County of San Francisco for thirty-one years.

Resolution No. 636-01
ADOPTED

011370 **[Commend - S.F. Bicycle Coalition and Susan Silber]**
Supervisors Maxwell, McGoldrick, Leno

Resolution commending the San Francisco Bicycle Coalition and educator Susan Silber for opening up new worlds to SFUSD students through teaching them how to operate a bicycle safely in San Francisco.

Resolution No. 637-01
ADOPTED

011360 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-100
APPROVED

011379 **[Final Map for a 7 Unit Commercial Condominium Project]**
Motion approving the Final Map of The Millennium Market Street Center Commercial Condominium, 747-767 Market Street, San Francisco, A Commercial Condominium Project, being a subdivision of Lot 125, Assessor's Block No. 3706, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,088; District 6.)

Motion No. M01-101
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Severed from Adoption Without Committee Reference

011383 **[Municipal Utility District Covenant Not to Sue]**
Supervisor Ammiano

Resolution approving the Municipal Utility District Covenant Not to Sue.

Supervisor moved to refer to the Rules Committee.

REFERRED to the Rules Committee by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor Yee, seconded by Supervisor Leno, moved. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Yee, seconded by Supervisor Leno, moved [Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Maxwell

Imperative Resolutions

011403 [Extend Presidio Trust Comment Period]
Supervisors Yee, Hall, Sandoval

Resolution requesting the Presidio Trust to extend the comment period for the Presidio Trust Implementation Plan and Draft Environmental Impact Statement.

Supervisor Daly moved to refer to Committee.

REFERRED to the Neighborhood Services and Parks Committee.

011404 [Presidio Trust Neighborhood Work Group]
Supervisors Yee, Newsom, McGoldrick

Resolution establishing a Presidio Neighborhood Representative Work Group to be comprised of representatives from affected neighborhoods and City Departments.

Supervisor Daly moved to refer to Committee.

REFERRED to the Neighborhood Services and Parks Committee.

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011405 **[Appropriation, Police Department]**
Supervisors Leno, Daly

Ordinance reallocating $1,200,000 retroactively from Police Department appropriations to the Fire Department to fund the cost of uniform firefighters for fiscal year 2000-01.

(Fiscal impact.)
7/3/01, RECEIVED AND ASSIGNED to Finance Committee.

011406 **[Board of Appeals Videotape of Meetings]**
Supervisors Leno, McGoldrick

Ordinance amending the San Francisco Business and Tax Regulations Code by adding a new section 11.1 to require that the Board of Appeals videotape meetings and make the meetings available for broadcast on the City's government access channel.
7/30/01, ASSIGNED UNDER 30 DAY RULE to Audit, Labor and Government Efficiency Committee, expires on 8/29/2001.

011407 **[Business and Tax Regulations Code]**
Supervisor McGoldrick

Ordinance amending the Business and Tax Regulations Code to repeal Section 906E of Article 12-A to eliminate the Credit of Surplus Business Tax Revenue.
7/30/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/29/2001. 8/7/01, Referred to the Small Business Commission.

011408 **[Limousines for Hire Parking Regulations]**
Supervisor Sandoval

Ordinance amending San Francisco Traffic Code Section 63 to prohibit the parking of vehicles for hire that are registered with the California Public Utilities Commission and exceeding 22 feet in total length including bumpers within certain residential use districts except while loading or unloading passengers and updating the designation of residential districts.
7/30/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 8/29/2001.

Resolutions

011403 **[Extend Presidio Trust Comment Period]**
Supervisors Yee, Hall, Sandoval

Resolution requesting the Presidio Trust to extend the comment period for the Presidio Trust Implementation Plan and Draft Environmental Impact Statement.
7/30/01, REFERRED to Neighborhood Services and Parks Committee. Supervisor Daly moved to refer to Committee.

011404 **[Presidio Trust Neighborhood Work Group]**
Supervisors Yee, Newsom, McGoldrick

Resolution establishing a Presidio Neighborhood Representative Work Group to be comprised of representatives from affected neighborhoods and City Departments.
7/30/01, REFERRED to Neighborhood Services and Parks Committee. Supervisor Daly moved to refer to Committee.

011409 **[San Mateo Proposed MUD Election]**
Supervisor Ammiano

Resolution requesting that San Mateo County conduct an election in Brisbane regarding the formation of a proposed Municipal Utility District (MUD) and election of its Board of Directors; authorizing the San Francisco Department of Elections to enter into all necessary agreements with San Mateo County and take all necessary action for the conduct of such election; ratifying prior acts; and specifying the form of the ballot.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011410 **[Loitering At or Near Automatic Public Toilets]**
Supervisor Hall

Ordinance amending Part II, Chapter VIII, Article 2 of the San Francisco Municipal (Police) Code by adding Section 124-124.6 to prohibit more than one person from entering or remaining in an automatic public toilet at one time and to prohibit loitering at or near automatic public toilets.
7/30/01, ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Parks Committee, expires on 8/29/2001.

011411 **[Automatic Public Toilet and Kiosks]**
Supervisor Newsom

Resolution restating the automatic public toilet and public service kiosk agreement between the City and County of San Francisco and JC Decaux San Francisco, Inc. which allows for the expansion of the automatic toilet program beyond the trial phase and forwarding several other recommendations in order to ensure maximum quality and public safety of said contract agreement and forwarded recommendations.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011412 **[Support AB 423 and SB 1125]**
Supervisors Sandoval, McGoldrick

Resolution urging Governor Gray Davis to sign Assembly Bill 423 and Senate Bill 1125.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011413 **[Development of fuel cell technology]**
Supervisors Yee, McGoldrick

Resolution directing the Public Utilities Commission and other applicable departments to facilitate development of a fuel cell energy program, to establish uses and applications of fuel cell technology that will enhance and improve the reliability of operations associated with San Francisco public buildings and infrastructure.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011414 **[Support AB 1084]**
Supervisor Yee

Resolution supporting AB 1084 to ensure that small contractors, including minorities and women owned businesses, have equal opportunity to compete for public contracts, and implements recommendations made by the Governor's Task Force almost a year ago.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011415 **[Lance Armstrong Day]**
Supervisors Peskin, Daly, Hall, Yee

Resolution declaring September 9, 2001 Lance Armstrong Day in the City and County of San Francisco, honoring one of the world's greatest cyclists in modern history and one of America's great humanitarians.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011416 **[Commending - Paul J. Tabacco]**
Supervisors Yee, Peskin, McGoldrick, Hall

Resolution commending Paul J. Tabacco, San Francisco Fire Chief, for 27 years of service to the City and County of San Francisco and congratulating him on the occasion of his retirement.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011417 [Recommendations of the 2000-01 Civil Grand Jury]
Supervisor Ammiano

Hearing to consider the recommendations of the 2000-2001 Civil Grand Jury.
7/30/01, RECEIVED AND ASSIGNED to Rules Committee.

011418 [San Francisco Water Alliance]
Supervisor Daly

Hearing to review the capital projects of the San Francisco Public Utilities Commission and consider the role of the San Francisco Water Alliance.
7/30/01, RECEIVED AND ASSIGNED to Public Utilities and Deregulation Committee.

011419 [Development at Piers 27-31]
Supervisor Leno

Hearing to consider Port Commission decision to award Mills Corporation an exclusive right to negotiate a development at Piers 27-31.
7/30/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011420 [2000-2001 Civil Grand Jury Report on Litter and Graffiti]
Supervisor Leno

Hearing to review the 2000-2001 San Francisco Civil Grand Jury report on litter and graffiti.
7/30/01, RECEIVED AND ASSIGNED to Rules Committee.

011421 [MUNI-E-Embarcadero Historic Streetcar Line]
Supervisor Newsom

Hearing regarding the status of the implementation and construction of the MUNI-E-Embarcadero historic streetcar line, including but not limited to, the feasibility of such a proposal, a timeline of its implementation, the costs incurred due to construction and the possibility of extending this line to Fort Mason.
7/30/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Motions

011422 [Regional Agencies Smart Growth Strategy]
Supervisors Ammiano, Peskin, McGoldrick

Motion approving the co-sponsorship of the Regional Agencies Smart Growth Strategy and Bay Area Alliance for Sustainable Development Regional Livability Footprint Project.
7/30/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011423 **[Legislative Analyst Request]**
Supervisor Daly

Motion asking the Legislative Analyst to review all actions taken since 1995 at the San Francisco Board of Supervisors and Arts Commission relating to the 2 statues (Juan Bautista de Anza and King Carlos III), including a synopsis of public comment, official responses, roll call votes where appropriate and any supporting materials (e.g. Arts Commission staff reports). Further, information on the 1996 placement of statues in front of the Main Library and an update on the progress made to date in fulfilling the pledge to Native Americans at that time.

7/30/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 6, 2001.

011424 **[Legislative Analyst Request]**
Supervisor Leno

Motion asking the Legislative Analyst to prepare the following information about floor area ratio restrictions used in the cities (mentioned below) to limit the scale of residential buildings:

(1) When were the cities Residential FAR established (what year)?
(2) How did the cities establish the applicable Residential FAR standards (i.e., what was the methodology that resulted in the established residential FARs)?
(3) What have they learned from the establishment of these controls? Are there new problems as a result of these controls? Are they anticipating amending these jurisdictional controls based on what they have learned through the process of administering residential FAR controls?
(4) Have there been staffing impacts as a result of the residential FAR controls?

Research on the following cities: Albany, Berkeley, Menlo Park, Cupertino, Danville, Fremont, Long Beach, Los Gatos, Mountain View, Palo Alto, Richmond, San Jose Emeryville, Belvedere, Larkspur, Mill Valley, Novato, San Anselmo, San Rafael, Sausalito, Tiburon and Marin County.

7/30/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 6, 2001.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011359 **[Street Artists Program]**

Ordinance amending Article 24 of the San Francisco Police Code by amending Section 2402 to remove provision establishing the maximum annual amount paid to each member of the Advisory Committee of Street Artists and Craftsmen Examiners for meetings and studio visits. (Arts Commission)

011377 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Brenda Sgamba against the City and County of San Francisco for one hundred sixty-two thousand, seven hundred and fifty dollars and no cents ($162,750.00), and to Sgamba's attorney Christopher Dolan (payable to The Dolan Law Firm) the total lump sum for costs and fees of one hundred sixty-two thousand, two hundred and fifty dollars and no cents ($162,250.00) (for a total sum of $325,000.00); the lawsuit was filed on March 16, 1999 in San Francisco Superior Court, Case No. 302-011; entitled Brenda Sgamba v. City and County of San Francisco, et al. (City Attorney)

7/25/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011378 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Weidman against the City and County of San Francisco for $27,500, plus an amount not to exceed $20,000 for additional attorney's fee and cost; the lawsuit was filed on May 24, 2001, in the United States District Court, Case No. C99-4442 TEH; entitled Robert Weidman v. City and County of San Francisco, et al. (City Attorney)

7/25/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS

011349 **[Accept and Expend State Grant - Career Criminal Prosecution]**

Supervisors Newsom, Sandoval

Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of $197,178 made available through The Office of Criminal Justice Planning for a project entitled "Career Criminal Prosecution" to fund vertical prosecution of career criminals. (District Attorney)

7/20/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011354 **[Accept and Expend State Grant - Statutory Rape Vertical Prosecution]**

Resolution retroactively authorizing the Office of the District Attorney to accept and expend a grant in the amount of $150,000 from the California Office of Criminal Justice Planning for the operation of the Statutory Rape Vertical Prosecution Program. (District Attorney)

7/20/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011380 **[Grant for non-custodial parents program for prisoners]**

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $91.000 from the Private Industry Council of San Francisco for providing a non-custodial parents program for prisoners in the county jail. (Sheriff)

7/25/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011381 **[Tolling Agreement Extension with Irrigation District[**

Resolution approving Tolling Agreement Extension with Modesto and Turlock Irrigation Districts. (City Attorney)

7/24/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. A confidential letter dated July 23, 2001 is on file with the Clerk of the Board.

011384 **[Contracting out Shuttle Bus Services]**

Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport's Long-Term Parking lot, the employee garage and surface Lot DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees. (Airport Commission)

7/25/01, RECEIVED AND ASSIGNED to Finance Committee.

Requests Granted

From: Supervisor Daly
To: Controller
Requesting/Inquiring: Inquiring as to the funding levels for homeless programs in the Fiscal Year 2001-2002 budget.

From: Supervisor Daly
To: Zoning Administrator
Requesting/Inquiring: Inquiring about the status of enforcement regarding office uses not in compliance with zoning at 953 Mission Street.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: Requesting an ordinance amending Article VI Section 600 of the Elections Code establishing the composition of the Ballot Simplification Committee.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: Requesting an opinion on whether the City and County of San Francisco is in compliance with Article VIII Section 8.103 of the San Francisco City Charter which states:

"The City and County shall provide suitable and sufficient quarters for the Law Library, fix up and furnish the same and provide for the supply of necessary light, heat, stationary and other conveniences. The Library shall be so located as to be readily accessible to the judges and officers of the courts."

From: Supervisor Newsom
To: City Attorney
Requesting/Inquiring: To draft a legal opinion of what the role of the City is in regards to the Presidio Trust Implementation Plan (PTIP); and what legal rights the City has in compelling the Presidio Trust to consider:

1. *The incorporation of public comment into the final draft of the PTIP.*
2. *Free shuttle services and the expansion of existing/ new public transportation.*
3. *Proposed closure or opening of any Presidio Gates or areas that border the City of San Francisco.*
4. *Extension of the existing 60-day recommendation period for the PTIP.*
5. *The treatment of waste water and storm water runoff.*
6. *Toxic cleanup.*

From: Supervisor Yee
To: City Attorney
Requesting/Inquiring: A confidential request. Did the Presidio Trust violate the National Environmental Policy Act, Section 1502.2 (f), by devoting resources to the attached brochure which was mailed to the community?

From: Supervisor Yee
To: City Attorney
Requesting/Inquiring: A confidential request.
1. *What authority does the City have over the Presidio Trust Implementation Plan?*
2. *How do we protect the City's interest?*
3. *What relevant governance issues are covered in the Presidio Trust Act?*
4. *Has the Presidio's change from a military base to park use also changed the level of federal jurisdiction?*
5. *Has the State Lands Commission approved any change in jurisdiction? If so, at which level does federal jurisdiction currently rest?*
6. *Please analyze the principle that state and local governments cannot tax the federal government as it relates*

to the Presidio.
7. Please keep in mind the Presidio will contain private for-profit development and is therefore, not similar to many past legal rulings such as the recent case involving charges for fire protection provided by a local fire district to Fort Hamilton.
8. What state, local, and federal taxes will for-profit businesses in the Presidio be required to pay?
9. What development fees, business taxes, etc. would the City normally receive from businesses in the Presidio?
10. Will the businesses in the Presidio be required to pay these fees?

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Parrish Willie Wingard (Supervisor Daly)
Paul Kennedy (Supervisor Hall)

ADJOURNMENT

There being no further business, the Board at the hour of 3:37 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.

JAN - 2 2002

SAN FRANCISCO
PUBLIC LIBRARY

Monday, August 6, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 32

Members Present: Tom Ammiano, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

Members Absent: Chris Daly, Matt Gonzalez.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors Daly, Gonzalez, Maxwell, McGoldrick - 4.

Quorum present.

Supervisors Daly and Gonzalez were excused. (See infra.)

Supervisor Maxwell was noted present at 2:01 p.m

Supervisor McGoldrick was noted present at 2:05 p.m.

Supervisors Daly and Gonzalez Excused from Attendance

Supervisor Newsom, seconded by Supervisor Leno, moved to excuse Supervisors Daly and Gonzalez from attending this meeting. The motion carried by the following vote:

Ayes: 8 - Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

SPECIAL ORDER 2:00 P.M.

011429 **[Youth Commission Year End Report]**
Report from the San Francisco Youth Commission. (Clerk of the Board)

The 2000/01 Youth Commission Report was given by Myron Howard Johnson, Chair of the Youth Commission, Tanene Allison, and Anthony Valdez, Commission members.

FILED.

CONSENT AGENDA

Items 2 through 8

Recommendations of the Audit, Labor and Government Efficiency Committee

010941 [Superior Court employees, Deferred Compensation Plan]
Supervisor McGoldrick

Ordinance extending to employees of the Superior Court of California, County of San Francisco, certain benefits which ordinarily accrue from participation in the City's Deferred Compensation Plan.

Ordinance No. 178-01
FINALLY PASSED

010942 [Superior Court, Retirement System]
Supervisor McGoldrick

Ordinance extending to employees of the Superior Court of California, County of San Francisco, certain benefits which ordinarily accrue from participation in the Retirement System.

Ordinance No. 179-01
FINALLY PASSED

011131 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by Plaintiffs Vicki Rooker, et al. against the City and County of San Francisco for $114,054.77; the lawsuit was filed on March 9, 1999 in United States District Court, Case No. C99-1095; entitled Rooker, et al., v. City and County of San Francisco, et al; other material terms of said settlement are: (1) settlement pertains only to plaintiffs' claims that the city improperly computed plaintiffs' wages during the time period plaintiffs worked as classification 2532 paramedics; and (2) settlement proceeds to be broken out as follows: (i) $62,703.18 in back overtime wages; (ii) $31,351.59 in liquidated damages; and (iii) $20,000 in attorneys' fees. (City Attorney)

Ordinance No. 181-01
FINALLY PASSED

011132 [Settlement of Lawsuit]

Ordinance authorizing settlement of the lawsuit filed by CARMEN LeFRANC against the City and County of San Francisco for $51,000.00; the lawsuit was filed on August 5, 1999 in San Francisco Superior Court, Case No. 305440; entitled Carmen LeFranc, et al., v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 182-01
FINALLY PASSED

011302 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Romulo Fontanilla against the City and County of San Francisco for $95,000.00 as back pay, with the Court to decide the amount of attorney's fees and costs with a floor of $70,000.00 and a ceiling of $120,000.00; the lawsuit was filed on October 28, 1996 in the U.S. District Court, Case No. C96-3916 JCS; entitled Romulo Fontanilla, et al., v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 184-01
FINALLY PASSED

Recommendation of the Finance Committee

011163 **[Property-related Subsidies to Nonprofit Arts Organizations]**
Supervisors Ammiano, Leno, Peskin, Gonzalez

Ordinance revising the terms and conditions for the expenditure of an earlier appropriation of 1.5 million dollars to give rent, relocation, capital improvement and real property acquisition assistance to nonprofit arts organizations that are in immediate danger of being evicted or displaced by rent increases, and otherwise amending the terms of the assistance program.

Ordinance No. 174-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

PASS THE CONSENT AGENDA by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

SEVERED FROM CONSENT AGENDA

Recommendation of the Housing, Transportation and Land Use Committee

011223 **[Traffic Regulations - Bike lanes on both sides of Polk Street between Turk and Post Streets]**
Resolution enacting traffic regulations on a portion of Polk Street. (Parking and Traffic Department)

Supervisor Yee moved to sever so that the item could be considered separately.

Resolution No. 640-01
ADOPTED by the following vote:
Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 1 - Yee
Absent: 2 - Daly, Gonzalez

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Audit, Labor and Government Efficiency Committee

011093 **[Pension Buy-Backs - Rollovers]**

Ordinance amending the Administrative Code by adding Section 16.61-5 authorizing the Retirement System to accept rollovers from other tax qualified plans for buy-backs. (Retirement System)

Ordinance No. 180-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

Recommendations of the Finance Committee

010059 **[Catastrophic Sick Leave Program]**

Supervisors Ammiano, Peskin, Leno, McGoldrick, Gonzalez, Sandoval

Ordinance repealing Section 16.9-29 of the San Francisco Administrative Code and replacing it with new Section 16.9-29A to authorize the transfer of vacation and sick leave credits to a pool of catastrophically ill employees and to individual catastrophically ill employees, and adding new Section 16.9-29B to authorize the transfer of vacation credits to individual employees with catastrophically ill family members.

(Fiscal impact.)

Ordinance No. 175-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

010826 **[Business Tax and Regulations Code Amendment]**
Supervisor Leno

Ordinance amending the Business Tax and Regulations Code by:
(1) amending Sections 6.12-1, 6.18-1, and 6.18-3, and repealing Section 6.19-3, to clarify general administrative provisions of Article 6;
(2) adding Sections 6.19-3 through 6.19-11, to establish a system of administrative penalties for specified violations of the Business Tax and Regulations Code;
(3) adding new Sections 852.8 and 852.9, re-numbering existing Sections 852.8 and 852.9 as Sections 852.10 and 852.11, respectively, and amending Section 856, to consolidate the deadlines for renewing business registration certificates and filing annual tax returns;
(4) amending Section 905-A, to create a graduated system of fines for persons who qualify for the small business exemption but fail to file a timely return; and,
(5) amending Section 6.6-1, to provide that a parking lot operator is considered liable for collection of parking taxes at a location covered by his or her certificate of authority unless and until the certificate is surrendered to the Tax Collector. (Treasurer-Tax Collector)

Ordinance No. 177-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

011174 **[Hotel Tax Funds]**
Mayor

Ordinance amending San Francisco Business and Tax Regulations Code Section 515.01 to revise the portion of Hotel Tax Funds allocated for rent supplements for low-income households. (Mayor)

Ordinance No. 183-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

Recommendation of the Housing, Transportation and Land Use Committee

010812 **[Street Vacation of a Portion of The Embarcadero]**

Ordinance ordering the vacation of a portion of The Embarcadero just north of Mission Street; establishing conditions for the effectiveness of the vacation; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the vacation is consistent with the City's General Plan and eight priority policies of Planning Code Section 101.1; and ratifying acts and authorizing actions in furtherance of the ordinance. (Public Works Department)

Ordinance No. 176-01
FINALLY PASSED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

NEW BUSINESS

Recommendations of the Finance Committee

011127 **[Parking Violation Penalties]**

Ordinance amending Article 3 Sections 32, 32.1, 32.1.1 through 32.1.11, 32.2, 32.2.1, 32.5, 32.6, 32.6.1, 32.6.2, 32.6.3, 32.6.5, 32.6.6, 32.6.7, 32.6.8, 32.6.10 through 32.6.14, 32.6.16 through 32.6.27, 32.20, Article 7 Section 130, Article 12, Section 210, and Article 16, Section 412 of the San Francisco Traffic Code regarding penalties for parking violations and authorizing the setting of specific penalties for parking violations through a schedule of fines approved by resolution of the Board of Supervisors. (Parking and Traffic Department)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

011120 **[Fines for Parking Violations]**

Resolution approving schedule of penalties for violation of state and local parking laws. (Parking and Traffic Department)

(Fiscal impact.)

Supervisor Yee, seconded by Supervisor Hall moved that Code Section V22500F Parking on the Sidewalk be divided to be considered separately. (See File 011484)

DIVIDED.

Resolution No. 639-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

011484 **[Fines for Parking Violations]**

Resolution approving a schedule of penalties for violation of state and local parking laws.

(Section V22500F, Parking on Sidewalk)

Resolution No. 648-01

ADOPTED AS DIVIDED by the following vote:

Ayes: 7 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Noes: 2 - Hall, Yee
Absent: 2 - Daly, Gonzalez

SPECIAL ORDER 3:00 P.M.

011350 [Public Hearing - Appeal, 107 24th Avenue Tentative Subdivision Map]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated July 9, 2001, affirming approval of Tentative/Parcel Map to legalize the proposed subdivision of Lot 1 in Assessor's Block 1334 into a 2 lot subdivision at 107 24th Avenue.

(Filed on July 19, 2001; companion measure to Files 011351, 011352, 011353; District 2.)

Public Comment:

John Martin, Department of Public Works;
Joe Pelayo, Department of Public Works;
Tom McAvee, supports appeal;
Peter Windlestein, supports appeal;
Berry McAvee, supports appeal;
Jet Samson, supports appeal;
Female speaker, supports appeal.
HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From the Clerk

(Only one of the following two motions should be adopted.)

011351 [107 24th Avenue Tentative Subdivision Map]

Motion approving decision of the Department of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue. (Clerk of the Board)

Supervisor Newsom moved to continue to August 13, 2001.

Supervisor Newsom, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 3 - Daly, Gonzalez, Sandoval

011352 [107 24th Avenue Tentative Subdivision Map]

Motion disapproving decision of the Department of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue. (Clerk of the Board)

Supervisor Newsom moved to continue to August 13, 2001.

Supervisor Newsom, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 3 - Daly, Gonzalez, Sandoval

011353 **[Findings - 107 24th Avenue Tentative Subdivision Map]**

Motion directing the Clerk of the Board to prepare findings relating to Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue, for consideration by the Board at its next meeting. (Clerk of the Board)

Supervisor Newsom moved to continue to August 13, 2001.

Supervisor Newsom, seconded by Supervisor McGoldrick, moved that this Motion be CONTINUED. The motion carried by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

PUBLIC COMMENT

James Chaffe, San Francisco Library
Joe Fusco, People for a New DeYoung, EIR;
Louise Vaugh, interaction with Police Department;
Chris Bowman, Citizens Advisory Committee on Election, redistricting;
Jerry Kudson, ballpark experience for all to enjoy;
Reginald Forrester, traffic fines.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011423 **[Legislative Analyst Request]**
Supervisor Daly

Motion asking the Legislative Analyst to review all actions taken since 1995 at the San Francisco Board of Supervisors and Arts Commission relating to the 2 statues (Juan Bautista de Anza and King Carlos III), including a synopsis of public comment, official responses, roll call votes where appropriate and any supporting materials (e.g. Arts Commission staff reports). Further, information on the 1996 placement of statues in front of the Main Library and an update on the progress made to date in fulfilling the pledge to Native Americans at that time.

APPROVED by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 3 - Daly, Gonzalez, Sandoval

011424 [Legislative Analyst Request]
Supervisor Leno

Motion asking the Legislative Analyst to prepare the following information about floor area ratio restrictions used in the cities (mentioned below) to limit the scale of residential buildings:

(1) When were the cities Residential FAR established (what year)?
(2) How did the cities establish the applicable Residential FAR standards (i.e., what was the methodology that resulted in the established residential FARs)?
(3) What have they learned from the establishment of these controls? Are there new problems as a result of these controls? Are they anticipating amending these jurisdictional controls based on what they have learned through the process of administering residential FAR controls?
(4) Have there been staffing impacts as a result of the residential FAR controls?

Research on the following cities: Albany, Berkeley, Menlo Park, Cupertino, Danville, Fremont, Long Beach, Los Gatos, Mountain View, Palo Alto, Richmond, San Jose Emeryville, Belvedere, Larkspur, Mill Valley, Novato, San Anselmo, San Rafael, Sausalito, Tiburon and Marin County.

APPROVED by the following vote:
Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 24 through 35

011412 [Support AB 423 and SB 1125]
Supervisors Sandoval, McGoldrick

Resolution urging Governor Gray Davis to sign Assembly Bill 423 and Senate Bill 1125.

Resolution No. 643-01
ADOPTED

011414 [Support AB 1084]
Supervisor Yee

Resolution supporting AB 1084 to ensure that small contractors, including minorities and women owned businesses, have equal opportunity to compete for public contracts, and implements recommendations made by the Governor's Task Force almost a year ago.

Resolution No. 644-01
ADOPTED

011415 **[Lance Armstrong Day]**
Supervisors Peskin, Daly, Hall, Yee

Resolution declaring September 9, 2001 Lance Armstrong Day in the City and County of San Francisco, honoring one of the world's greatest cyclists in modern history and one of America's great humanitarians.

Resolution No. 645-01
ADOPTED

011416 **[Commending - Paul J. Tabacco]**
Supervisors Yee, Peskin, McGoldrick, Hall

Resolution commending Paul J. Tabacco, San Francisco Fire Chief, for 27 years of service to the City and County of San Francisco and congratulating him on the occasion of his retirement.

Resolution No. 646-01
ADOPTED

011422 **[Regional Agencies Smart Growth Strategy]**
Supervisors Ammiano, Peskin, McGoldrick

Motion approving the co-sponsorship of the Regional Agencies Smart Growth Strategy and Bay Area Alliance for Sustainable Development Regional Livability Footprint Project.

Motion No. 551-01
APPROVED

011432 **[Final Map for a 5 Unit Live/Work Condominium Project]]**
Motion approving Final Map of 19 Rausch Street, a Live/Work and Residential Condominium Project, being a subdivision of Lot 87, Assessor's Block No. 3730, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

DPW Order No. 173,0104; District 6.)

Motion No. M01-103
APPROVED

011433 **[Final Map for a 6 Unit Live/Work Condominium Project]**
Motion approving Final Map of 360 10th Street, a Live/Work Condominium Project, being a subdivision of Lot 9, Assessor's Block No. 3520, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

DPW Order No. 173,089; District 6.)

Motion No. M01-104
APPROVED

011434 **[Final Map for a 24 Unit Live/Work Condominium Project]**

Motion approving Final Map of 730 Florida Street, a Live/Work Condominium Project, being a subdivision of Lot 9, Assessor's Block No. 4082, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

DPW Order No. 173,109; District 9.)

Motion No. M01-105

APPROVED

011435 **[Final Map for a 19 Unit Residential Condominium Project]**

Motion approving Final Map of 1970 Sutter Street, a Residential Condominium Project, being a subdivision of Lot 126, Assessor's Block No. 677, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

DPW Order No. 173,108; District 5.)

Motion No. M01-106

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

SEVERED FROM ADOPTION WITHOUT COMMITTEE REFERENCE

011409 **[San Mateo Proposed MUD Election]**
Supervisor Ammiano

Resolution requesting that San Mateo County conduct an election in Brisbane regarding the formation of a proposed Municipal Utility District (MUD) and election of its Board of Directors; authorizing the San Francisco Department of Elections to enter into all necessary agreements with San Mateo County and take all necessary action for the conduct of such election; ratifying prior acts; and specifying the form of the ballot.

Resolution No. 641-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

011411 **[Automatic Public Toilet and Kiosks]**
Supervisor Newsom

Resolution restating the automatic public toilet and public service kiosk agreement between the City and County of San Francisco and JC Decaux San Francisco, Inc. which allows for the expansion of the automatic toilet program beyond the trial phase and forwarding several other recommendations in order to ensure maximum quality and public safety of said contract agreement and forwarded recommendations.

8/6/01 - Amended. On Page 2, line 5 delete "Further"; on Page 2, line 10 after "SFPD" insert "and DPH"; on Page 2, line 11 replace "take" with "taken"; on Page 2 delete lines 17 through 21.

AMENDED.

Resolution No. 642-01

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

011413 **[Development of fuel cell technology]**
Supervisors Yee, McGoldrick

Resolution directing the Public Utilities Commission and other applicable departments to facilitate development of a fuel cell energy program, to establish uses and applications of fuel cell technology that will enhance and improve the reliability of operations associated with San Francisco public buildings and infrastructure.

8/6/01 - Amendment of the whole bearing new title presented by Supervisor Yee.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Resolution urging the Public Utilities Commission and other applicable departments to facilitate development of a fuel cell energy program, to establish uses and applications of fuel cell technology that will enhance and improve the reliability of operations associated with San Francisco public buildings and infrastructure.

Resolution No. 649-01

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Gonzalez

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011448 **[Internet Services Exchange]**
Supervisor Maxwell

Ordinance amending the San Francisco Planning Code by amending Sections 209.6, 790.80 and 890.80 to define Internet Services Exchange as a new use within the utility installation use category; by amending Sections 178, 227, 234, 303, 803, 817, 818, 907, 908, 912, and 913 to establish a requirement for a conditional use authorization for Internet Services Exchanges; by amending Section 204 to include certain Internet Service Exchanges as an accessory use; and making findings of consistency with the General Plan and the priority policy findings of Planning Code Section 101.1.

8/6/01, ASSIGNED UNDER 30 DAY RULE to Housing, Transportation and Land Use Committee, expires on 9/5/2001. 8/15/01 - Transmitted to Planning Commission for public hearing and recommendation.

011449 [Voter Information Pamphlet Disclaimer]
Supervisor Yee

Ordinance amending Section 500 of the Elections Code to include disclaimer in Voter Information Pamphlet stating that submission of a measure to the voters by the Board of Supervisors or by four or more members of the Board of Supervisors does not necessarily indicate that the Board of Supervisors or any member of the Board of Supervisors endorses the measure.
8/6/01, ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Parks Committee, expires on 9/5/2001.

011450 [Restructuring Delinquency Prevention Commission]
Supervisor Yee

Ordinance amending San Francisco Administrative Code Sections 20.50, 20.51, and 20.52 to restructure the Delinquency Prevention Commission to reduce the number of members, provide for one commissioner appointment by each individual Supervisor on the Board of Supervisors, establish minimum educational background or experience criteria for appointment, provide for two members between the ages of 14 and 21 years of age unless there are no satisfactory persons available, and require that the Department of Children, Youth and Their Families provide staff and administrative support.
8/6/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/5/2001.

Resolutions

011451 [Parking Control Officers]
Supervisor Hall

Resolution urging the Department of Parking and Traffic's Parking Control Officers to exercise their full discretion by not issuing citations to vehicles parked on driveway areas that still leave minimum American with Disabilities Act ("ADA") accessibility on sidewalks, and that present no other health and safety risks to the residents of San Francisco.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011452 [Amendment to Vehicle Code Section 22500(f)]
Supervisor Hall

Resolution urging the State Legislature to amend California Vehicle Code Section 22500(f) by allowing any person to park their vehicles in driveway areas, insofar as minimum American with Disabilities Act ("ADA") accessibility exists and no other health and safety risks are present.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011453 **[Revenue Bonds by California Statewide Communities Development Authority]**
Supervisors Leno, Newsom

Resolution authorizing the issuance and sale of revenue bonds by California Statewide Communities Development Authority in an aggregate principal amount not to exceed $37,000,000 for Elder Care Alliance of San Francisco.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011454 **[Oppose Confirmation of Judge Carolyn Kuhl]**
Supervisors Leno, Maxwell, McGoldrick

Resolution urging United States Senators Dianne Feinstein and Barbara Boxer to oppose confirmation of Judge Carolyn Kuhl to a seat on the Ninth U.S. Circuit Court of Appeals.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011455 **[Designating September Ovarian Cancer Awareness Month]**
Supervisors Maxwell, Leno, Newsom

Resolution designating September of every year as Ovarian Cancer Awareness Month.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011456 **[Supporting AB 540 - Affordable Higher Education for Immigrants]**
Supervisor Newsom

Resolution urging the State Legislature to adopt Assembly Bill 540 authored by Assemblymember Marco Firebaugh, amending the state Education Code and the Uniform Residency Law which would allow California residents, regardless of citizenship status, financial aid benefits and "resident" fee status for the California Community colleges and the University of California systems.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011457 **[Marin Community Foundation]**
Supervisor Sandoval

Resolution urging the Marin Community Foundation to develop a common plan that addresses the needs of the poor in the Bay Area.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011458 [Prohibition of Predatory Lending Practices]
Supervisors Yee, Maxwell

Resolution requesting the City Attorney and other applicable departments to facilitate the development of legislation regulating home mortgage lending practices in order to prevent predatory lending and other fraudulent credit practices occurring within the City and County of San Francisco.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011459 [Commending S.F. Police Department]
Supervisor Leno

Resolution commending the San Francisco Police Commission for adopting the Office of Citizens Complaints recommendations regarding training and protocols for the Transgender Community and urging the commission to establish a task force to implement those recommendations.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011460 [Commending Demitrio Braceros]
Supervisor Sandoval

Resolution commending city gardener Demitrio Braceros for his devoted work at Cayuga Playground.

Requests for Hearing

011461 [Access to Health and Social Services by the Homeless]
Supervisor Ammiano

Hearing regarding timely access to health and social services by persons who are homeless.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee. Sponsor requests this item be scheduled for consideration at the September 20, 2001 meeting.

011462 [Parking Fines]
Supervisor Hall

Hearing to consider report from the Department of Parking and Traffic to be held six (6) months after the effective date of File Nos. 011127 and 011120 on the effectiveness of the increased fines.
8/6/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011463 [Globe Security]
Supervisor McGoldrick

Hearing on the failure of Globe Security to negotiate with SEIU Local 790 as to terms and conditions of their employees working conditions.
8/6/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011464 **[311 Non-Emergency Service Line]**
Supervisor Newsom

Hearing to assess the feasibility of implementing a 311-Emergency Line in the City and County of San Francisco to expedite the dispatch of emergency and paramedic services; and to reform our emergency and paramedic services offered by the SF Fire Department and the SF Department of Public Health.
8/6/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011465 **[Independent Auditors' Audit Plans for Fiscal Year Ended June 30, 2001]**
Supervisor Newsom

Hearing to consider the audit plans for the City and County of San Francisco as issued by the City's independent auditors for the fiscal year ended June 30, 2001, in accordance with Charter Section 9.117.
8/6/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. Sponsor requests this item be scheduled for consideration at the August 14, 2001 meeting at 1:00 p.m.

011466 **[Mail Election Process]**
Supervisor Newsom

Hearing regarding the feasibility of implementing a Vote by Mail election process including, but not limited to, the cost comparison of the standard elections procedure and a new vote by mail procedure, any required administrative changes, possible voter outreach measures, and the general feasibility of implementing this procedure in light of potential administrative changes within the Department of Elections.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011467 **[Controller's Taxicab Report]**
Supervisor Yee

Hearing regarding the Controller's taxicab report and the recommendations contained in the document.
8/6/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Motions

011447 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011468 **[Ballot Argument - Municipal Utility District]**
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition ____, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011469 [Ballot Argument - Revenue Bond Authority]
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition ____, a Charter Amendment regarding revenue bond authority for renewable energy and energy conservation projects.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011470 [Ballot Argument - Municipal Water and Power Agency]
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition ____, a Charter Amendment creating a Municipal Water and Power Agency.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011471 [Ballot Argument - Redistricting]
Supervisor Daly

Motion authorizing proponent's ballot argument in favor of Proposition ____, a Charter Amendment regarding Redistricting.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011472 [Ballot Argument - Revenue Bond Solar Energy Facilities]
Supervisor Leno

Motion authorizing proponent's ballot argument in favor of Proposition ____, a Revenue Bond Measure regarding Solar Energy Facilities.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011473 [Ballot Argument - Vacancy in Elective Office]
Supervisor McGoldrick

Motion authorizing proponent's ballot argument in favor of Proposition C, a Charter Amendment regarding vacancy in Elective Office.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011474 [Ballot Argument - Election, Ethics and Outside Counsel]
Supervisor Newsom

Motion authorizing proponent's ballot argument in favor of Proposition ____, a Charter Amendment regarding Election, Ethics and Outside Counsel.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011475 [Rebuttal Argument - Election, Ethics and Outside Counsel]
Supervisor Newsom

Motion authorizing rebuttal to opponent's ballot argument against Proposition E, a Charter Amendment regarding Election, Ethics and Outside Counsel.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011476 **·[Ballot Argument - Land Fill of 100 Acres or More in the San Francisco Bay]**
Supervisor Peskin

Motion authorizing opponent's ballot argument in favor of Proposition ____, a Charter Amendment regarding Land Fill in San Francisco Bay.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011477 **[Amending Agreement with Budget Analyst - Performance Audit]**
Supervisor McGoldrick

Motion amending the Agreement for Professional Budget Analyst Services between the City and County of San Francisco and Stanton W. Jones and Associates; Debra A. Newman; Rodriguez, Perez, Delgado & Company Certified Public Accountants; Harvey M. Rose Accountancy Corporation Certified Public Accountants, and Louie & Wong LLP Certified Public Accountants ("A Joint Venture" to provide for an expanded level of Budget Analyst services during Fiscal Year 2001-2002 to conduct a performance audit of the Planning Department.
8/6/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011479 **[Amendment to Budget Analyst Contract to Exercise Two-Year Option]**
Motion approving exercising the second option set forth in the agreement for professional budget analyst services between the Board of Supervisors and Stanton W. Jones and Associates/Debra A. Newman/Rodriguez, Perez, Delgado & Company Certified Public Accountants/Harvey M. Rose Accountancy Corporation Certified Public Accounts/Louie & Wong LLP Certified Public Accountants - a Joint Venture, to extend the term of the Agreement from January 1, 2002 to December 31, 2003. (Clerk of the Board)
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011478 **[Amending Agreement with Budget Analyst to provide four additional options]**
Supervisor Ammiano

Motion amending the Agreement for Professional Budget Analyst Services between the City and County of San Francisco and Stanton W. Jones and Associates; Debra A. Newman; Rodriguez, Perez, Delgado & Company Certified Public Accountants; Harvey M. Rose Accountancy Corporation Certified Public Accountants; and Louie & Wong LLP Certified Public Accountants ("A Joint Venture" to provide the City with four (4) additional options to extend the terms of the Agreement for an additional period of two years each.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

011480 **[Rebuttal Argument - Solar Energy Facilities]**
Supervisor Leno

Motion authorizing rebuttal to opponent's ballot argument against Proposition B, a Revenue Bond Measure regarding Solar Energy Facilities.
8/6/01, RECEIVED AND ASSIGNED to Rules Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011442 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Scottie M. McKinney against the City and County of San Francisco for $100,000; the lawsuit was filed on January 14, 2000 in United States District Court, Case No. C00-0175 MMC; entitled Scottie M. McKinney v. City and County of San Francisco; other material terms of said settlement are McKinney agrees to retire, and not to seek or accept employment from the City and County of San Francisco in the future. (City Attorney)

7/30/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

PROPOSED RESOLUTIONS

011388 **[Reinspection Fee Liens - Department of Public Health]**

Resolution confirming report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the Resolution, and creating special assessments and liens based thereon. (Public Health Department)

7/30/01, SCHEDULED FOR PUBLIC HEARING. Scheduled for August 27, 2001, at 3:00 p.m.

011389 **[Management Agreement for the North Beach and Vallejo Street Garages]**

Resolution approving the award of the Management Agreement for the North Beach Garage and the Vallejo Street Garage to Pacific Park Management Incorporated. (Parking and Traffic Department)

(Fiscal impact.)

7/30/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011425 **[Lease of Property]**

Resolution authorizing a new lease of real property at 2712 Mission Street on behalf of the Department of Public Health, Community Mental Health Services. (Real Estate Department)

(Fiscal impact; District 9.)

8/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011426 **[BART/SFIA On-Airport Project Development Agreement]**

Resolution approving Modification No. 1 to the BART/SFIA On-Airport Project Development Agreement, as it relates to the on-Airport potion of the BART to San Francisco Airport Extension project, which is by and between the City and County of San Francisco, acting by and through its Airport Commission ("SFIA"), and the Bay Area Rapid Transit District ("BART"). (Airport Commission)

8/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011427 **[San Francisco Solid Waste Management Program - Food Scrap Diversion at Schools]**

Resolution authorizing the Department of the City Administrator to retroactively accept and expend a grant in the amount of Twenty Five Thousand Dollars ($25,000.00) from the San Francisco Foundation for the purpose of implementing "Food Scrap Diversion at Schools." (Administrative Services Department)

8/1/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011430 **[Closed Session on Golden Gate Park Horse Stables]**
Supervisor Yee

Motion requesting that the Neighborhood Services and Parks Committee of the Board of Supervisors convene in closed session with the City Attorney.
8/1/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee. Sponsor requests this item be scheduled for consideration at the August 7, 2001 meeting.

011431 **[State Grant - Department of the Environment]**
Mayor

Resolution authorizing the Department of the Environment to expend a grant in the amount of $7,800,000 from the California Public Utilities Commission for a small business lighting retrofit program. (Mayor)
8/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011436 **[Official Advertising]**
Resolution authorizing the Purchasing Division of the Office of Contract Administration to negotiate and enter into a sole source contract with the San Francisco Chronicle to be the official newspaper of the City and County of San Francisco for the category of consecutive day official advertising for the fiscal year ending June 30, 2002. (Purchaser)
8/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011437 **[Stop Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Miramar Avenue and Eastwood/Westwood Drives, northeast and southwest corners, stopping Eastwood and Westwood Drives (makes this uncontrolled intersection a two-way STOP) (Parking and Traffic Department)

(DPT Order No. 2279.)
8/1/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011438 [Parking Regulations, Various Locations]

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING, 6 AM - 9 AM, MONDAY THROUGH FRIDAY, EXCEPT VEHICLES WITH VANPOOL PERMITS - RESCIND
Larkin Street, east side, from 71 feet to 92 feet south of McAllister Street (21-foot zone at meter #220, to accommodate new bus zone)
Dr. Carlton B. Goodlett Place (Polk Street), east side, from 184 feet to 208 feet south of McAllister Street (24-foot zone, at meters #310 and #312)

RESIDENTIAL PERMIT PARKING AREA "J" (2-HOUR TIME LIMIT, 7 AM - 7 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Clayton Street, both sides, between Haight and Page Streets (500 block)

TOW-AWAY, NO PARKING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND
Pine Street, south side, from Sansome Street to 252 feet easterly (252-foot zone)

TOW-AWAY, NO PARKING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Pine Street, south side, from Sansome Street to 252 feet westerly (252-foot zone)

DIAGONAL (60-DEGREE ANGLE) PARKING - ESTABLISH
Paul Avenue, north side, from 3rd Street to 140 feet westerly (140-foot zone)
Williams Avenue, north side, between 3rd and Lucy Streets
Williams Avenue, north side, between Lucy and Ceres Streets

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Armstrong Avenue, south side, between 3rd and Keith Streets
Bancroft Avenue, north side, from 3rd Street to west terminus
Donner Avenue, south side, from 3rd Street to east terminus
Hollister Avenue, north side, from Jennings Street to a point 56 feet east of 3rd Street
Jamestown Avenue, south side, between 3rd and Keith Streets
Jamestown Avenue, south side, between Keith Street and Salinas Avenue
Le Conte Avenue, south side, between 3rd and Keith Streets
Thomas Avenue, south side, between 3rd and Lane Streets
Underwood Avenue, north side, between 3rd and Lane Streets
Van Dyke Avenue, north side, between 3rd and Keith Streets
Wallace Avenue, south side, between 3rd and Keith Streets (Parking and Traffic Department)

(DPT Order No. 2279.)

8/1/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011439 **[Traffic Regulations, Various Streets]**

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURNS, 7 AM - 9 AM AND 4 PM - 7 PM, EXCEPT SUNDAY - ESTABLISH
14th Avenue, southbound, at Fulton Street

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
7th Street, west side, from Market Street to 121 feet southerly (eliminates meters #4, #6, #8, #10, and #12)

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
23rd Street, north side, from Vermont Street to 100 feet westerly (100-foot zone)

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Pine Street, south side, from Sansome Street to 252 feet easterly (252-foot zone)

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - RESCIND
Pine Street, south side, from Sansome Street to 252 feet westerly (252-foot zone) (Parking and Traffic Department)

(DPT Order No. 2279.)
8/1/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011440 **[Contract funds for SFHIV Vaccine Clinical Trials Unit]**

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter into an agreement in the amount of $754,360 with Public Health Foundation Enterprises Inc. [PHFE), the primary contractor, to fund the second year of the SFDPH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN); for the period of June 1, 2001 to May 31, 2002. (Public Health Department)
8/1/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011441 **[Covenant Not to Sue]**
Supervisor Ammiano

Resolution authorizing the Executive Officer to enter into a covenant not to sue with the City and County of San Francisco, the San Francisco Local Agency Formation Commission, the City of Brisbane, and the Coalition for Lower Utility Bills.
7/31/01, RECEIVED AND ASSIGNED to Rules Committee.

011444 **[Outreach Advertising]**

Resolution designating El Mensajero, El Latino and El Reportero to be outreach newspapers of the City and County of San Francisco for the Hispanic/Latino community; designating the China Press, the Chinese Times and AsianWeek to be outreach newspapers of the City and County of San Francisco for the Chinese community; designating the San Francisco Bay View to be outreach newspaper of the City and County of San Francisco for the African American community; designating San Francisco Spectrum, the Bay Area Reporter and San Francisco Bay Times to be outreach newspapers of the City and County of San Francisco for the Gay/Lesbian/Bisexual/Transgender community; designating MO Magazine to be outreach newspaper of the City and County of San Francisco for the Southeast Asian community; designating Russian Life to be outreach newspaper of the City and County of San Francisco for the Russian community; designating Hokubei Mainichi to be outreach newspaper of the City and County of San Francisco for the Japanese community, for the fiscal year ending June 30, 2002. (Purchaser)
8/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011445 **[Approval of Amendment(s) to Design Agreement for the Moscone Center Expansion Project]**

Resolution authorizing the Director of Administrative Services to execute amendment(s) to design agreement, increasing the amendment sum from $14,026,326.38 to $15,026,326.38. (Administrative Services Department)

(Fiscal impact.)

8/1/01, RECEIVED AND ASSIGNED to Finance Committee.

011133 **[State contract funds for substance abuse treatment]**

Supervisors Leno, Gonzalez, Newsom

Resolution authorizing the San Francisco Department of Public Health, Community Substance Abuse Services (CSAS) to enter into a Combined Negotiated Net Amount and Drug Medi-Cal Agreement with the California State Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2001, retroactively through June 30, 2005 in the fiscal year 2001-2002 amount of $19,191,568 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment; holding the State Department of Alcohol and Drug Programs harmless from any and all claims and losses from the agreement; designating the Director of CSAS to sign the Agreement and to approve future amendments to the Agreement for amounts less than ten percent (10%) of the contracted amount. (Public Health Department)

8/1/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee. Department requests this item be calendared at the August 14, 2001 meeting.

Requests Granted

From: Supervisor Ammiano
To: City Attorney
Requesting/Inquiring: To draft legislation to implement the recommendations of the Live/Work Task Force. (See attachment)

From: Supervisor Maxwell
To: General Manager, Public Utilities Commission
Requesting/Inquiring: To report on the feasibility of replicating Oakland's Recycled Water Program, specifically:
1. Current City programs to use recycled water, such as to irrigate golf courses or for industrial cooling applications.
2. How can the City and County of San Francisco replicate Oakland's East Bayshore Recycled Water Project through which high-rise buildings are being fitted with dual plumbing systems to utilize recycled water.
3. Other potential programs to utilize recycled water.
Due: September 17, 2001

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: Submitting inquiry regarding inclusion of the non-discrimination policy in City agreements.
1. List all agreements entered into by City departments that are not subject to Administrative Code Chapter 12B, the city's non-discrimination policy.
2. Explain if there is any legal reason why these agreements, while they may not be required by City policy to incorporate Chapter 12B, would be precluded from incorporating such a non-discrimination policy.
3. The timeline and process by which a City department could incorporate such a non-discrimination policy in its agreements.
Due: August 22, 2001

From: Supervisor Maxwell
To: Executive Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the street width, feasibility of creating bicycle lanes, and recommendation for implementing bicycle lane improvements, and a description of the process and timeline, for the following streets:
1. Indiana between Mariposa and Cesar Chavez
2. Jerrold between Bayshore and Third Street
3. Oakdale between Bayshore and Rankin
4. Phelps northbound between Oakdale and Third Street.
Due: September 17, 2001

From: Supervisor Maxwell
To: Film and Arts Commission
Requesting/Inquiring: To report on the following questions:
1. Why the Commission does not include a Non-Discrimination policy in its "Use Agreements for City Property for Film Productions and Related Activities.
2. Although the use agreements may not be subject to the requirements of Administrative Code Chapter 12B, is there anything that precludes the commission from incorporating a non-discrimination policy into these agreements.
3. The timeline and process by which the Commission could incorporate such a non-discrimination policy in its agreements.
Due: August 22, 2001

From: Supervisor Peskin

To: Director, Department of Human Resources
Requesting/Inquiring: Requesting a written response to the attached 32 questions in reference to the Grand Jury report. (See attached.)

From: Supervisor Sandoval
To: Director, Department of Public Works
To: Director, Department of Public Health
To: Director, Department of the Environment
Requesting/Inquiring: To notify the Directors of the following departments: Public Works, Public Health and Environment to report on the feasibility of requiring businesses to use biodegradable materials for packaging.

From: Supervisor Sandoval
To: Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of locating a taxi stand at 425 Market Street.

From: Supervisor Sandoval
To: Director, Department of Public Works
Requesting/Inquiring: To categorize all trash that is picked up in order to determine what types of garbage are contributing the most to our city's pollution problems.

From: Supervisors Yee, Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation that has the effect of prohibiting home mortgage lenders from participating in predatory lending practices and other harmful credit practices through:
An ordinance amending the Municipal Code to prohibit home mortgage lenders from participating in predatory lending in San Francisco, and/or prohibit City and County departments, agencies or organizations funded by the City from entering into business contracts with home mortgage lending companies who practice predatory lending or are affiliated with agencies engaging in predatory lending, which is characterized by the following:
Continual refinancing of the loan without any tangible benefit to the borrower, excessive repayment penalties, financing single premium credit insurance, encouraging failure of payment by the borrower of his or her debts, non-compliance with federal requirements regarding disclosure of loan terms and settlement, creating a loan that knowingly exceeds the borrowers ability to repay, financing excessive points and fees, requiring advance payments, charging fees to modify a loan or defer payments, permitting acceleration of a loan at the lender's discretion, and increasing the interest rate upon default.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Vern Wells (Supervisor Peskin)
David Silverberg (Entire Board)

ADJOURNMENT

There being no further business, the Board at the hour of 4:31 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

***City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689***

MEETING MINUTES

DOCUMENTS DEPT.

JAN - 2 2002

SAN FRANCISCO
PUBLIC LIBRARY

Monday, August 13, 2001 2:00 PM

**Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689**

Regular Meeting

***TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE***

Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 33

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

Members Absent: Tony Hall.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisor was noted absent:

Supervisors Hall - 1.

Quorum present.

Supervisor Hall was excused. (See infra.)

Supervisor Hall Excused from Attendance

Supervisor Leno, seconded by Supervisor Peskin, moved to excuse Supervisor Hall from attending this meeting. The motion carried by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 6

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

011306 **[State grant to fund Sheriff Department's purchase and establishment of administrative network]**
Supervisor Sandoval

Resolution authorizing the Sheriff's Department to accept and expend a grant in the amount of $100,000 from the State of California Controller's Office for funding technology-related acquisitions to enhance public safety. (Sheriff)

Resolution No. 660-01
ADOPTED

011349 **[Accept and Expend State Grant - Career Criminal Prosecution]**
Supervisors Newsom, Sandoval

Resolution authorizing retroactively the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of $197,178 made available through The Office of Criminal Justice Planning for a project entitled "Career Criminal Prosecution" to fund vertical prosecution of career criminals. (District Attorney)

Resolution No. 662-01
ADOPTED.

011354 **[Accept and Expend State Grant - Statutory Rape Vertical Prosecution]**
Supervisors Newsom, Sandoval

Resolution retroactively authorizing the Office of the District Attorney to accept retroactively and expend a grant in the amount of $150,000 from the California Office of Criminal Justice Planning for the operation of the Statutory Rape Vertical Prosecution Program. (District Attorney)

Resolution No. 663-01
ADOPTED.

011380 **[Grant for non-custodial parents program for prisoners]**
Supervisors Newsom, Sandoval

Resolution authorizing the Sheriff's Department to accept retroactively and expend a grant in the amount of $91,000 from the Private Industry Council of San Francisco for providing a non-custodial parents program for prisoners in the county jail. (Sheriff)

Resolution No. 664-01
ADOPTED.

Recommendation of the Rules Committee

011397 **[Appointment]**
Resolution appointing John Odell and Betty Packard, terms ending November 30, 2002, to the Ballot Simplification Committee.

John Odell, succeeding himself, seat 1, must represent the National Academy of Television Arts and Sciences, Northern California Chapter, for the unexpired portion of a two-year term ending November 30, 2002;
Betty Packard, succeeding herself, seat 2, must represent California Association of Broadcast Editorial Directors, for the unexpired portion of a two-year term ending November 30, 2002.

Resolution No. 666-01
ADOPTED.

The foregoing items were acted upon by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Hall

Severed from Consent Agenda

Recommendation of the Finance Committee

011384 **[Contracting out Shuttle Bus Services]**

Resolution approving the Controller's certification that shuttle bus services for San Francisco International Airport's Long-Term Parking lot, the employee garage and surface Lot DD can practically be performed by private contractor at a lower cost than if work were performed by City and County employees. (Airport Commission)

Supervisor McGoldrick moved to sever so the item could be considered separately.

Resolution No. 665-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 2 - Daly, Hall

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

011351 **[107 24th Avenue Tentative Subdivision Map]**

Motion approving decision of the Department of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue. (Clerk of the Board)

Supervisor Newsom, seconded by Supervisor Leno moved to excuse Supervisors Gonzalez and Sandoval. 8/13/01 - Supervisor Newsom, seconded by Supervisor Peskin moved to amend on line 5, after "Avenue" add "effective October 1, 2002"; on line 15 add a further moved clause to read: "That the approval of the proposed Sudivision Map shall not become effective until October 1, 2002."

AMENDED.

Motion approving decision of the Department of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue; effective October 2, 2002. (Clerk of the Board)

Motion No. M01-108

APPROVED AS AMENDED by the following vote:

Ayes: 7 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 2 - Daly, Hall
Excused: 2 - Gonzalez, Sandoval

011352 [107 24th Avenue Tentative Subdivision Map]

Motion disapproving decision of the Department of Public Works, approving Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue. (Clerk of the Board)

Supervisor Newsom, seconded by Supervisor Leno moved to excuse Supervisors Gonzalez and Sandoval.

TABLED by the following vote:

Ayes: 7 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 2 - Daly, Hall
Excused: 2 - Gonzalez, Sandoval

011353 [Findings - 107 24th Avenue Tentative Subdivision Map]

Motion directing the Clerk of the Board to prepare findings relating to Tentative Subdivision Map to legalize the proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue, for consideration by the Board at its next meeting. (Clerk of the Board)

Supervisor Newsom, seconded by Supervisor Leno moved to excuse Supervisors Gonzalez and Sandoval.

Motion No. M01-109

APPROVED by the following vote:

Ayes: 7 - Ammiano, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 2 - Daly, Hall
Excused: 2 - Gonzalez, Sandoval

Recommendation of the Finance Committee

011127 [Parking Violation Penalties]

Ordinance amending Article 3 Sections 32, 32.1, 32.1.1 through 32.1.11, 32.2, 32.2.1, 32.5, 32.6, 32.6.1, 32.6.2, 32.6.3, 32.6.5, 32.6.6, 32.6.7, 32.6.8, 32.6.10 through 32.6.14, 32.6.16 through 32.6.27, 32.20, Article 7 Section 130, Article 12, Section 210, and Article 16, Section 412 of the San Francisco Traffic Code regarding penalties for parking violations and authorizing the setting of specific penalties for parking violations through a schedule of fines approved by resolution of the Board of Supervisors. (Parking and Traffic Department)

Ordinance No. 185-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 1 - Newsom
Absent: 1 - Hall

CALLED FROM COMMITTEE by Supervisor Daly

010845 **[Dancehall Permits]**
Supervisor Daly

Ordinance amending San Francisco Police Code Section 1023 to exempt permitted places of entertainment and locations holding public assembly permits from the dancehall permit requirement.

8/13/01 - Supervisor Daly, seconded by Supervisor Leno presented an amendment of the whole bearing new title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Ordinance deleting San Francisco Police Code Sections 1022 to 1029 to eliminate any restrictions on dances, except to require places where dances of more than 500 persons are held to provide free cool drinking water and amending San Francisco Fire Code Section 22 to require a public hearing.

Re-referred to Finance.
RE-REFERRED to the Finance Committee by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

010779 **[Campaign and Governmental Conduct Code, Recorded Political Telephone Messages]**
Supervisors Peskin, Newsom, Ammiano, Leno, McGoldrick, Gonzalez, Maxwell, Daly

Ordinance amending Article I, Chapter 1 of the San Francisco Campaign and Governmental Conduct Code by amending Section 1.104 and adding Section 1.163 to require persons funding recorded telephone calls that support or oppose candidates for City elective office to identify themselves as the source of funding.

Supervisors Ammiano and Leno requested to be added as co-sponsors.
PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

010981 **[Liquor License, 1514 Union Street]**

Resolution disapproving the request for the issuance of a Type 48 on-sale general public premises liquor license in exchange for a Type 40 on-sale general eating place liquor license to Joseph M. Gilmartin dba "The Black Horse London Deli" located at 1514 Union Street, District 2, and determining that it will not serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 652-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011037 **[Liquor License, 685 Sutter Street]**

Resolution determining that the transfer of a Type 47 on-sale general eating place liquor license to Keith L. Goodman dba "Beer Cellar" located at 685 Sutter Street, District 6, and to exchange said license to a Type 48 on-sale general public premises, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 654-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011190 **[Liquor License Transfer, 2 Henry Adams Street, Suite 21]**

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license to Emil J. Maionchi, Jr. dba "The Wine Merchants of Showplace Square" from No. 2 Henry Adams Street, Suite 58 to No. 2 Henry Adams Street, Suite 21 (District 6), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 657-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011281 **[International Museum of Women]**

Supervisors Ammiano, Leno, Peskin, Newsom, Daly, Maxwell, Sandoval, McGoldrick

Resolution welcoming the International Museum of Women to San Francisco, and encouraging the Port Commission of San Francisco to negotiate with the International Museum of Women.

Resolution No. 659-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011309 **[Liquor License Transfer, 98 Broad Street]**

Resolution determining that the transfer of a Type 21 off-sale general alcoholic beverage control license to Roy C. Adams dba "R.C. Package House" from 105 Broad Street to 98 Broad Street (District 11), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 651-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011329 **[Presidio Trust Planning Work Group]**
Supervisor Newsom

Resolution establishing a Presidio Trust Planning Work Group to be comprised of representatives from the Golden Gate Valley Neighborhood Association, Coalition for San Francisco Neighborhoods, Cow Hollow Neighbors in Action, Cow Hollow Association, the Marina Civic Improvement and Property Owners Association, Pacific Heights Residents Association, the Planning Association for the Richmond, the West Presidio Neighborhood Association, Marina Merchants Association, the National Parks Conservation Association, The Sierra Club, San Francisco Planning Department, the Department of Public Works, the Department of Parking and Traffic, the San Francisco County Transportation Authority, the Municipal Transportation Agency, Recreation and Park Department, the Public Utilities Commission, the Mayor's Office of Economic Development and the Mayor's Office of Neighborhood Services to examine the development of all planning activities being developed for implementation by the Presidio Trust.

TABLED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

Recommendations of the Finance Committee

011009 **[Booz-Allen Hamilton Contract]**

Resolution approving the incentive fee amount of $318,058 for the Booz-Allen & Hamilton contract (CS-128) for Muni Metro service improvements for payment of incentive fees under San Francisco Municipal Railway Contract No. CS-128 with Booz Allen & Hamilton and authorizing the release of $147,283 currently held in reserve. (Municipal Transportation Agency)

(Fiscal impact.)

Resolution No. 653-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Hall, Newsom

011272 **[Consultant Contract for Third Street Light Rail Transit Project]**

Resolution approving the award of Municipal Railway Contract No. CS-132, Quality Assurance and Construction Management Services for Phase I of the Third St. Light Rail Transit Project, to Sverdrup Civil Inc. for an amount not to exceed $16,000,000 and for a term not to exceed five years; placing $12,381,055 on reserve. (Municipal Transportation Agency)

Resolution No. 658-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Hall, Newsom

011431 **[State Grant - Department of the Environment]**

Mayor, Supervisor Leno

Resolution authorizing the Department of the Environment to expend a grant in the amount of $7,800,000 from the California Public Utilities Commission for a small business lighting retrofit program; placing $7,258,920 on reserve. (Mayor)

Resolution No. 647-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Hall, Newsom

Recommendations of the Neighborhood Services and Parks Committee

011128 **[Grant for SFPD California Cold Hit DNA Program]**

Resolution authorizing the Chief of Police for the City and County of San Francisco to accept retroactively and expend grant funds made available through the Office of Criminal Justice Planning for a project entitled "California Cold Hit DNA Program; designating 2.5 FTE positions as grant-funded." (Police Department)

Resolution No. 655-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, McGoldrick, Peskin, Sandoval, Yee
Absent: 3 - Hall, Maxwell, Newsom

011403 **[Extend Presidio Trust Comment Period]**

Supervisors Yee, Hall, Sandoval

Resolution requesting the Presidio Trust to extend the comment period for the Presidio Trust Implementation Plan and Draft Environmental Impact Statement.

Resolution No. 667-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011404 [Presidio Trust Neighborhood Work Group]
Supervisors Yee, Newsom, McGoldrick, Sandoval

Resolution establishing a Presidio Neighborhood Representative Work Group to be comprised of representatives from affected neighborhoods and City Departments.

8/13/01 - Supervisor Newsom, seconded by Supervisor Yee presented an amendment of the whole bearing same title.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Resolution No. 668-01
ADOPTED AS AMENDED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

010718 [Youth Recognition]
Supervisors Daly, Hall, Sandoval, Yee, Leno, Newsom, Ammiano, Maxwell

Motion directing the Clerk of the Board of Supervisors to work with the Youth Commission and interested members of the Board of Supervisors to plan for and execute a Youth Recognition Day, to occur in the fall of each year.

Supervisors Ammiano, Maxwell, Leno and Newsom requested to be added as co-sponsors.
Motion No. M01-107
APPROVED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, Newsom, Peskin, Sandoval
Absent: 3 - Hall, McGoldrick, Yee

Recommendations of the Rules Committee

011153 [Juvenile Justice Monitoring Committee]
Supervisor Gonzalez

Resolution establishing a Juvenile Justice Monitoring Committee to review and make recommendations to the Board on possible legislative and budgetary actions relating to the juvenile justice system.

Resolution No. 656-01
ADOPTED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, McGoldrick, Newsom, Peskin, Sandoval, Yee
Noes: 2 - Leno, Maxwell
Absent: 1 - Hall

011279 [Community Land Trust Task Force]
Supervisors Gonzalez, Daly, Ammiano

Resolution establishing a Community Land Trust Task Force to develop recommendations for consideration by the Board of Supervisors on steps necessary to implement community land trusts in San Francisco, establishing the membership of the Task Force, directing the Task Force to establish its rules of operation which shall include compliance with the Sunshine Ordinance, directing the Clerk of the Board to provide staff assistance for research and compliance with the Sunshine Ordinance, and providing that the Task Force shall report back to the Board and sunset its operations within six months of the appointment of its members.

Amendment of the whole bearing the same title.

Resolution No. 680-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Hall
Excused: 1 - Newsom

SPECIAL ORDER 3:00 P.M.

002092 [Public Hearing]

Hearing to consider proposed Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the use restrictions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan amendment is consistent with the City's General Plan and Eight Priority Policies of the City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)
(Companion measure to File 001861.)

Supevisor Maxwell, seconded by Supervisor Leno moved that this item be filed by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From Public Health and Environment Committee

001861 [Amendment to the India Basin Industrial Park Redevelopment Plan to modify use restrictions and parking and loading requirements]
Supervisor Katz

Ordinance approving and adopting an amendment to the Redevelopment Plan for the India Basin Industrial Park Development Project Area (Ordinance No. 26-69, amended by Ordinance Nos. 474-86, 141-87 and 416-94) to modify the land use provisions and reduce the parking and loading requirements for Lot 23 of Assessor's Block 5203 within the Redevelopment Plan Area; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to the California Community Redevelopment Law.

(Final Negative Declaration issued on October 18, 2000; Redevelopment Agency report dated October 2000 to the Board of Supervisors for the India Basin Industrial Park Redevelopment Plan Amendment.)

Supevisor Maxwell, seconded by Supervisor Leno moved that this item be tabled.

TABLED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

SPECIAL ORDER 3:00 P.M.

011308 [Public Hearing]

Hearing of persons interested in or objecting to report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, and fees pursuant to the provisions of Sections 102.1, 102.2, 102.3, 102.12, 102.14, 102.16, 102.17, 102.18, 102.19 et seq., and Section 110 Table 1-K, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Clerk of the Board)

Public Hearing:

Bob Noelke, Chief Housing Inspector, Building Inspection Department
Louise Booker, 591 Waller Street
HEARD AT PUBLIC HEARING.

From the Department of Building Inspection

011307 **[Special Assessment Liens for Assessment of Costs - Building Inspection]**

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, and fees pursuant to the provisions of Sections 102.1, 102.2, 102.3, 102.12, 102.14, 102.16, 102.17, 102.18, 102.19 et seq., and Section 110 Table 1-K, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above. (Building Inspection Department)

591 Waller Street Severed

Resolution No. 661-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Yee
Absent: 3 - Hall, Newsom, Sandoval

011531 **[Special Assessment Liens for Assessment of Costs - Building Inspection]**

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, and fees pursuant to the provisions of Sections 102.1, 102.2, 102.3, 102.12, 102.14, 102.16, 102.17, 102.18, 102.19 et seq., and Section 110 Table 1-K, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above.

591 Waller Street severed from File 011307.
Continued to August 20, 2001.

CONTINUED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Yee
Absent: 3 - Hall, Newsom, Sandoval

Appointment of President Pro Tempore

At the request of the President, Supervisor Sandoval assumed the Chair for a brief period.

The President resumed the Chair shortly thereafter.

COMMITTEE REPORTS

From Housing, Transportation and Land Use Committee

011278 [Prohibit construction of new live/work developments]
Supervisor Ammiano

Resolution extending for an additional six-month period interim controls to prohibit the construction of new live/work developments.

(Certificate of Determination of Exemption/Exclusion From Environmental Review dated July 31, 2001)

Supervisor Leno, seconded by Supervisor McGoldrick moved to excuse Supervisor Newsom.

Resolution No. 679-01

ADOPTED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Hall
Excused: 1 - Newsom

PUBLIC COMMENT

Abdalla Megahed, homeless population;
Richard Robinson, homeless population;
Bob Planthold, do not approve legislation regarding parking in driveways;
Vernon Jenkins, problem with living wage;
Patricia Vaughey, need laundromats and loss of movie houses;
David Park, Delinquency Prevention Commission compliance with Sunshine Ordinance;
Mr. Starchild, dancehall permits, supports elimination;
Jeannie Randolph, supports tax exempt bonds;
Steve Strikler, supports tax exempt bonds;
Louise Vaughn, racism;
Leboriae P. Smoore, eliminating people of color;
Doug Watkins, murder of 16 year old transgender/gay;
James Chaffee, Library Foundation acting without agreement;
Frederick Hobson, study of the juvenile justice system;
Mary Lamphey, concern about children;
Neil Mallamut, celebration of 50th anniversary of signing Peace Treaty with Japan;
Dorothy Peterson, dancehalls;
Edmund, women in prison.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 35 through 46

011453 **[Revenue Bonds by California Statewide Communities Development Authority]**
Supervisors Leno, Newsom

Resolution authorizing the issuance and sale of revenue bonds by California Statewide Communities Development Authority in an aggregate principal amount not to exceed $37,000,000 for Elder Care Alliance of San Francisco.

Resolution No. 669-01
ADOPTED

011454 **[Oppose Confirmation of Judge Carolyn Kuhl]**
Supervisors Leno, Maxwell, McGoldrick

Resolution urging United States Senators Dianne Feinstein and Barbara Boxer to oppose confirmation of Judge Carolyn Kuhl to a seat on the Ninth U.S. Circuit Court of Appeals.

Resolution No. 670-01
ADOPTED

011455 **[Designating September Ovarian Cancer Awareness Month]**
Supervisors Maxwell, Leno, Newsom

Resolution designating September of every year as Ovarian Cancer Awareness Month.

Resolution No. 671-01
ADOPTED

011456 **[Supporting AB 540 - Affordable Higher Education for Immigrants]**
Supervisor Newsom

Resolution urging the State Legislature to adopt Assembly Bill 540 authored by Assemblymember Marco Firebaugh, amending the state Education Code and the Uniform Residency Law which would allow California residents, regardless of citizenship status, financial aid benefits and "resident" fee status for the California Community colleges and the University of California systems.

Resolution No. 672-01
ADOPTED

011457 **[Marin Community Foundation]**
Supervisor Sandoval

Resolution urging the Marin Community Foundation to develop a common plan that addresses the needs of the poor in the Bay Area.

Resolution No. 673-01
ADOPTED

011458 [Prohibition of Predatory Lending Practices]
Supervisors Yee, Maxwell

Resolution requesting the City Attorney and other applicable departments to facilitate the development of legislation regulating home mortgage lending practices in order to prevent predatory lending and other fraudulent credit practices occurring within the City and County of San Francisco.

Resolution No. 674-01
ADOPTED

011459 [Commending S.F. Police Department]
Supervisor Leno

Resolution commending the San Francisco Police Commission for adopting the Office of Citizens Complaints recommendations regarding training and protocols for the Transgender Community and urging the commission to establish a task force to implement those recommendations.

Resolution No. 675-01
ADOPTED

011460 [Commending Demitrio Braceros]
Supervisor Sandoval

Resolution commending city gardener Demitrio Braceros for his devoted work at Cayuga Playground.

Resolution No. 676-01
ADOPTED

011447 [Needle Exchange Emergency]
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-110
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

Severed from Adoption Without Committee Reference

011451 [Parking Control Officers]
Supervisor Hall

Resolution urging the Department of Parking and Traffic's Parking Control Officers to exercise their full discretion by not issuing citations to vehicles parked on driveway areas that still leave minimum American with Disabilities Act ("ADA") accessibility on sidewalks, and that present no other health and safety risks to the residents of San Francisco.

REFERRED to the Housing, Transportation and Land Use Committee.

011452 [Amendment to Vehicle Code Section 22500(f)]
Supervisor Hall

Resolution urging the State Legislature to amend California Vehicle Code Section 22500(f) by allowing any person to park their vehicles in driveway areas, insofar as minimum American with Disabilities Act ("ADA") accessibility exists and no other health and safety risks are present.

REFERRED to the Housing, Transportation and Land Use Committee.

011454 [Oppose Confirmation of Judge Carolyn Kuhl]
Supervisors Leno, Maxwell, McGoldrick

Resolution urging United States Senators Dianne Feinstein and Barbara Boxer to oppose confirmation of Judge Carolyn Kuhl to a seat on the Ninth U.S. Circuit Court of Appeals.

Resolution No. 670-01

ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

011477 [Amending Agreement with Budget Analyst - Performance Audit]
Supervisor McGoldrick

Motion amending the Agreement for Professional Budget Analyst Services between the City and County of San Francisco and Stanton W. Jones and Associates; Debra A. Newman; Rodriguez, Perez, Delgado & Company Certified Public Accountants; Harvey M. Rose Accountancy Corporation Certified Public Accountants, and Louie & Wong LLP Certified Public Accountants ("A Joint Venture" to provide for an expanded level of Budget Analyst services during Fiscal Year 2001-2002 to conduct a performance audit of the Planning Department.

REFERRED to the Rules Committee.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Daly, seconded by Supervisor Newsom, moved. The motion carried by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted. by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

Imperative Resolution

011495 [Annual Community Health Center Week]
Supervisors Leno, Maxwell, McGoldrick

Resolution declaring the third week of August to be Annual Community Health Center Week.

Resolution No. 677-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee
Absent: 1 - Hall

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011496 [50 MW Power Plant at S.F. International Airport]
Supervisor Ammiano

Ordinance recognizing the need for a nominal 50 megawatt power plant at the San Francisco International Airport; ratifying the process undertaken by the San Francisco Public Utilities Commission/Hetch Hetchy to select ATCO Power Canada Ltd. for the joint design, development, construction, ownership and operation of this plant; waiving the competitive bidding requirements of Administrative Code Chapter 6 for the project, except that subcontractors shall be procured in a commercially reasonable manner for the best price and that subcontractors shall comply with Charter Section A7.204 and Administrative Code Section 6.22; waiving the requirements of Chapter 12.D.A., except for subcontracting goals to be negotiated with the monitored by the San Francisco Human Rights Commission; directing that the resulting agreement be subject to approval by the Board of Supervisors; waiving the ten day rule (Administrative Code Section 67.24(a)(2)).

(Fiscal impact.)
8/13/01, RECEIVED AND ASSIGNED to Finance Committee.

011497 [Rent Control Ordinance amendment, six month period which landlords may not evict tenants for non-payment of capital improvement passthrough]
Supervisors Ammiano, Hall, Gonzalez

Ordinance providing a six-month period commencing August 10, 2001, during which landlords are prevented from evicting tenants for non-payment of that portion of rent attributable to capital improvement passthrough petitions decided at the Rent Board after April 10, 2000, pursuant to capital improvement petitions filed prior to August 10, 2001.
8/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011498 [Identification and Use of Surplus City Property for Housing]
Supervisor Daly

Draft ordinance adding San Francisco Administrative Code Chapter 23A to identify unutilized and underutilized public buildings and real property for housing uses; an emergency measure.
8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

011499 [Setting San Francisco's 2001-2002 property tax rate and establishing passthrough rate for residential tenants]
Mayor

Ordinance providing revenue and levying property taxes for City and County purposes and establishing passthrough rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2002. (Mayor)
8/13/01, RECEIVED AND ASSIGNED to Finance Committee. Sponsor requests this item be scheduled for consideration at the August 22, 2001 meeting.

011500 [Setting San Francisco's Unified School District's 2001-2002 property tax to be included in the City's overall property tax rate]
Mayor

Ordinance providing revenue and levying property taxes for San Francisco Unified School District's purposes for the fiscal year ending June 30, 2002. (Mayor)
8/13/01, RECEIVED AND ASSIGNED to Finance Committee. Sponsor requests this item be scheduled for consideration at the August 22, 2001 meeting.

011501 [Setting San Francisco Community College District's 2001-2002 property tax rate to be included in the City's overall property tax rate]
Mayor

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2002. (Mayor)

8/13/01, RECEIVED AND ASSIGNED to Finance Committee. Sponsor requests this item be scheduled for consideration at the August 22, 2001 meeting.

011502 [Adjusting Appropriations - Art Commission]
Mayor

Ordinance amending the Annual Appropriation Ordinance for Fiscal Year 2001-2002, File Number 011041, Ordinance Number 170-01, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.1606. (Mayor)

8/13/01, RECEIVED AND ASSIGNED to Finance Committee.

011407 [Business and Tax Regulations Code]
Supervisor McGoldrick

Ordinance amending the Business and Tax Regulations Code to repeal Section 906B of Article 12-A to eliminate the New Jobs Tax Credit.

7/30/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 8/29/2001. 8/7/01, Referred to the Small Business Commission.

8/13/01, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

8/13/01, ASSIGNED to Finance Committee. 8/20/01, Referred to the Small Business Commission.

Resolutions

011495 [Annual Community Health Center Week]
Supervisors Leno, Maxwell, McGoldrick

Resolution declaring the third week of August to be Annual Community Health Center Week.

8/13/01, ADOPTED.

011503 [Grant Funds James Denman Middle School]
Mayor

Resolution authorizing the Chief of Police of the City and County of San Francisco to accept and expend grant funds made available through the Governor's Office of Criminal Justice Planning for a project entitled "James Denman Middle School Safety Program" and waiving indirect costs due to funding constraints; rescinding Resolution Number 674-00. (Mayor)

8/13/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011504 **[Grant - Bay Area Air Quality Management District]**
Supervisors Ammiano, Daly, Peskin

Resolution authorizing the Director of the Department of the Environment and the City Administrator, to apply for $965,000 from the Bay Area Air Quality Management District's Transportation Fund for Clean Air for a project to improve air quality in the San Francisco Bay Area, with the understanding that the City and County of San Francisco, if awarded these grants, would be required to indemnify the district from claims resulting from the City's performance of said agreements.
8/13/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011505 **[Voting Rights to Citizens of Washington, D.C.]**
Supervisors Gonzalez, Daly, Maxwell

Resolution urging the United States of Congress to recognize the District of Columbia's constitutional right to basic democracy, through voting representatives, by granting full voting rights to the citizens of the District of Columbia.
8/13/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011506 **[Support AB 388, Industrial Hemp Bill]**
Supervisors Leno, McGoldrick, Maxwell, Gonzalez, Peskin

Resolution urging the California State Assembly to support AB 388, the Industrial Hemp Bill sponsored by Assemblywoman Virginia Strom Martin.
8/13/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011507 **[Unified School District Use of Prop A Bonds]**
Supervisor Yee

Resolution urging the San Francisco Unified School District to honor their explicit promise to the voters of the City and County of San Francisco and the Board of Supervisors before they receive the remaining portion of the 1997 Proposition A Bonds.
8/13/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011508 **[Housing Authority Public Housing Application]**
Supervisors Yee, Gonzalez, Daly

Resolution urging the San Francisco Housing Authority to have a formal and a verifiable public housing process in paper and multi-lingual with tracking numbers.
8/13/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011509 [Commend - SF Healthy Children Community Collaboration]
Supervisor Daly

Resolution commending the San Francisco Healthy Children Community Collaboration for its community-based efforts to protect low-income young children 0-5 from preventable diseases and conditions.
8/13/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011510 [Joy and Brewster Street Development]
Supervisor Ammiano

Hearing on behalf of residents of Joy and the Brewster Street corridor in Bernal Heights regarding the general development that has occurred in that area.
8/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011511 [Mark-Up To Market Negotiations with AIMCO]
Supervisor Maxwell

Hearing to examine the "Mark-Up To Market" negotiations between U.S. HUD and AIMCO, particularly as it relates to safeguards for the health and safety of the current residents.
8/13/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011512 [Strybing Arboretum and Botanical Gardens]
Supervisor Newsom

Hearing regarding the renovation of the Strybing Arboretum and Botanical Gardens including, but not limited to, the timeline of the renovation, the costs incurred due to the renovation, the status of the capital campaign and the feasibility of attaining more available public and private funds for the successful continuation of the capital campaign.
8/13/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011513 [Abandoned Shopping Carts Program]
Supervisor Newsom

Hearing regarding the Public Works' Abandoned Shopping Carts Program, including but not limited, to the successes of this program, the responsibility of the department therein, the costs incurred by the City due to such a program, and means to mitigate such costs; as well as the feasibility of receiving reimbursement for labor, transportation, and storage from businesses whose carts and property are administered by this program.
8/13/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011514 [Impact of Bay Bridge Retrofit on Parking]
Supervisor Newsom

Hearing concerning the impact on the parking supply in the Downtown and South of Market areas from the planned retrofit work on the Bay Bridge approach, including but not limited to status of the project timeline, number of parking spaces affected, and proposed mitigation measures.
8/13/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011515 [Central Omega Sprinklers]
Supervisor Yee

Hearing to consider the Central "Omega Sprinklers" in approximately nine thousand San Francisco properties and what the City and County of San Francisco will do to protect the public safety of its visitors and residents. In the light of the discovery of the defective parts in the "Omega Sprinkers", current recall efforts have not been entirely successful. The public's safety is not well served to have non-functioning sprinkers in San Francisco buildings.
8/13/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

Motions

011494 [Rebuttal Argument - Proposition C]
Supervisor McGoldrick

Motion authorizing rebuttal to opponent's ballot argument against Proposition C, a Charter Amendment regarding vacancy in Elective Office.
8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

011516 [Rebuttal Argument - Municipal Utility District]
Supervisor Ammiano

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition ____, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.
8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

011517 [Rebuttal Argument - Proposition H]
Supervisor Ammiano

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition H, a Charter Amendment authorizing the Board of Supervisors to issue revenue bonds for renewable energy and energy conservation programs.
8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

011518 **[Rebuttal Argument - Proposition F]**
Supervisor Ammiano

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition F, a Charter Amendment creating a Municipal Water and Power Agency.
8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

011519 **[Rebuttal Argument - Proposition D]**
Supervisor Peskin

Motion authorizing rebuttal to opponent's ballot argument against Proposition D, a Charter Amendment regarding Land Fill in the San Francisco Bay.
8/13/01, RECEIVED AND ASSIGNED to Rules Committee.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011177 **[Sewer Service Charge - Residential Hotel Units]**
Supervisor Daly

Ordinance amending Ordinance No. 168-01, which adopted and imposed schedules of sewer service charges to be paid by users for fiscal year 2001-2002 pursuant to Part II, Chapter X, Articles 4.1 and 4.2 of the San Francisco Municipal Code (Public Works Code), by providing that after December 31, 2001, residential hotel units shall be deemed as dwelling units solely for the purposes of applying and implementing the sewer service charge rules and regulations.

(Fiscal impact.)
8/8/01, RECEIVED AND ASSIGNED to Finance Committee.

011178 **[Motor Vehicle for Hire Permit Filing Fees and License Fees]**
Ordinance amending Sections 2.26.1 and 2.27.1 of the Police Code to amend schedules for motor vehicle for hire permit filing fees and license fees. (Taxi Commission)
8/2/01, RECEIVED AND ASSIGNED to Finance Committee.

PROPOSED RESOLUTIONS

011176 **[Lease of Property]**
Resolution authorizing the lease of real property at 100 Blanken Street, San Francisco, California, for the Department of Public Health. (Real Estate Department)

(District 10)
8/6/01, RECEIVED AND ASSIGNED to Finance Committee.

011179 **[Federal Grant - Improvements at Civic Center-United Nations Plazas/Mid-Market]**

Resolution authorizing the Director of the Department of Public Works (DPW) to accept and expend $936,325 in federal Transportation, Community and System Preservation (TCSP) funds for improvements in Civic Center-United Nations Plazas/Mid-Market. (Public Works Department)

8/2/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee. Department requests this item be scheduled for consideration at the August 21, 2001 meeting.

011275 **[Grant - Vertical Defense of Indigents Program]**

Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of $197,714 from the Office of Criminal Justice Planning (OCJP) as part of the on-going Vertical Defense of Indigents Program. (Public Defender)

8/8/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011481 **[Contracting Out City Services]**

Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract at a lower cost than similar work services performed by City and County employees. (District Attorney)

8/8/01, RECEIVED AND ASSIGNED to Finance Committee.

PROPOSED MOTIONS

011487 **[Affirming certification of New M.H. de Young Museum EIR]]**

Motion affirming the certification of the Final Environmental Impact Report for the New M.H. de Young Museum Development Project located at 75 Tea Garden Drive by the Planning Commission. (Clerk of the Board)

8/8/01, SCHEDULED FOR PUBLIC HEARING. Public hearing scheduled for August 20, 2001, at 3:00 p.m.

011488 **[Disapproving certification of New M.H. de Young Museum EIR]**

Motion disapproving the certification of the Final Environmental Impact Report for the New M.H. de Young Museum Development Project located at 75 Tea Garden Drive by the Planning Commission. (Clerk of the Board)

8/8/01, SCHEDULED FOR PUBLIC HEARING. Public hearing scheduled for August 20, 2001, at 3:00 p.m.

011489 **[Preparation of findings to disapprove certification of the New M.H. de Young Museum EIR]**

Motion directing the Clerk of the Board to prepare findings disapproving the certification of the Final Environmental Impact Report for the New M.H. de Young Museum Development Project located at 75 Tea Garden Drive by the Planning Commission. (Clerk of the Board)

8/9/01, SCHEDULED FOR PUBLIC HEARING. Public hearing scheduled for August 20, 2001, at 3:00 p.m.

011175 **[Advisory Board Report, Union Square Business Improvement]**

Motion approving the annual report prepared by the Advisory Board to the Union Square Business Improvement District for Fiscal Year 2000-2001. (Clerk of the Board)

8/3/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

Requests Granted

From: Supervisor Ammiano
To: Budget Analyst
Requesting/Inquiring: To develop a proposed scope of work for an independent review of the recent garbage rate increase, a comparison of local residential garbage rates with regional rates and a comparison of local commercial garbage rates with regional rates.

From: Supervisor Daly
To: Executive Director, Department of Parking and Traffic
Requesting/Inquiring: To inform the Board on the progress of bicycle lanes on 7th Street; and to provide suggestions and comments on strategies to improve safety at the intersection of 13th Street and South Van Ness Avenue.

From: Supervisor Daly
To: Chief, Police Department
Requesting/Inquiring: To update the Board of Supervisors on the investigation of the incident at the intersection of 13th Street and South Van Ness Avenue involving the death of cyclist Carmen Murillo.

From: Supervisor Daly
To: Chief, Police Department
Requesting/Inquiring: To provide a discussion of contacts between the Police Department and Coleman Advocates for Children & Youth, and Police Department and KTB Management Group (e.g. Yerba Buena Gardens) regarding dancehall permits.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To provide a written opinion on the enforcement of Police Code Sections 1023-1029 with regard to a dance held in a church and outdoor public events in Yerba Buena Gardens.

From: Supervisor Daly
To: Director, Port
To: Director, Redevelopment Agency
To: Director, Arts Commission
Requesting/Inquiring: That the Directors of the Port, Redevelopment Agency and Arts Commission comment on the progress of the Rincon Park Development.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft legislation requiring vacant staff positions to be filled by city departments within 120 days or the position will be terminated until review during the following fiscal year's Board of Supervisors budget hearings.

From: Supervisor Hall
To: General Manager, MUNI
Requesting/Inquiring: To report on pedestrian safety on the MUNI island at 9th Avenue and Judah Street, specifically:
1. When was the last time MUNI evaluated the safety of the pedestrian platforms along the N Judah line;
2. Does MUNI have any plans to provide additional safety precautions to the pedestrian platforms; and
3. What recommendations does MUNI have for improving these Judah Street platforms?

From: Supervisor Hall
To: General Manager, Water Department
To: Director, Department of Public Works

Requesting/Inquiring: That the General Manager of the Water Department and the Director of the Department of Public Works report:
1. When they plan on installing a water meter at the community garden located at the corner of Los Palmos and Forester.
2. If neither Department plans on installing the water meter, what steps need to be taken to install it?

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft legislation to require that political contributions of $250 or more that are made in the last 10 days of a campaign be reported to the Ethics Commission within 24 hours.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation whereby a "Clean Air Surcharge" is imposed on diesel use by city departments. The revenues generated by this surcharge would fund the Clean Air Program (CAP) to work with departments to purchase alternative fuel technologies.

From: Supervisor Sandoval
To: General Manager, MUNI
Requesting/Inquiring: To inquire about the number of MUNI platforms or islands in San Francisco without safety railing and to inquire about the cost of establishing safety rails on all MUNI platforms.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Digna Emerita Lezama (Supervisor Sandoval)
Richard Joseph Janese (Supervisor Hall)

ADJOURNMENT

There being no further business, the Board at the hour of 5:06 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
JAN - 2 2002
SAN FRANCISCO
PUBLIC LIBRARY

Monday, August 20, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 34

Members Present:	Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Gavin Newsom, Aaron Peskin, Leland Y. Yee.
Members Absent:	Gerardo Sandoval.

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors was noted absent:

Supervisors McGoldrick, Newsom, Peskin, Sandoval - 4.

Quorum present.

Supervisors Newsom, Peskin noted present at 2:01 p.m.

Supervisor McGoldrick noted present at 2:05 P.M.

Supervisor Sandoval was excused. (See infra.)

Supervisor Sandoval Excused from Attendance

Supervisor Leno, seconded by Supervisor Daly, moved to excuse Supervisor Sandoval from attending this meeting. The motion carried by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Yee
Absent: 4 - McGoldrick, Newsom, Peskin, Sandoval

AGENDA CHANGES

Supervisor Yee stated he plans to entertain a motion to continue Items 25 through 29.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 8

Recommendations of the Audit, Labor and Government Efficiency Committee

011377 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Brenda Sgamba against the City and County of San Francisco for one hundred sixty-two thousand, seven hundred and fifty dollars and no cents ($162,750.00), and to Sgamba's attorney Christopher Dolan (payable to The Dolan Law Firm) the total lump sum for costs and fees of one hundred sixty-two thousand, two hundred and fifty dollars and no cents ($162,250.00) (for a total sum of $325,000.00); the lawsuit was filed on March 16, 1999 in San Francisco Superior Court, Case No. 302-011; entitled Brenda Sgamba v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

011378 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Weidman against the City and County of San Francisco for $27,500, plus an amount not to exceed $20,000 for additional attorney's fee and cost; the lawsuit was filed on May 24, 2001, in the United States District Court, Case No. C99-4442 TEH; entitled Robert Weidman v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

011442 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Scottie M. McKinney against the City and County of San Francisco for $100,000; the lawsuit was filed on January 14, 2000 in United States District Court, Case No. C00-0175 MMC; entitled Scottie M. McKinney v. City and County of San Francisco; other material terms of said settlement are McKinney agrees to retire, and not to seek or accept employment from the City and County of San Francisco in the future. (City Attorney)

PASSED, ON FIRST READING

Recommendations of the Housing, Transportation and Land Use Committee

011299 **[Stop Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Pinehurst Street and Kenwood Way, northwest and southeast corners, stopping Pinehurst Street (makes this uncontrolled intersection a two-way STOP) (Parking and Traffic Department)

(DPT Order No. 2261.)

Resolution No. 683-01
ADOPTED

011300 [Parking Regulations, Various Locations]
Supervisor Newsom

Resolution enacting and rescinding parking regulations at various locations.

DIAGONAL (45-DEGREE ANGLE) PARKING - RESCIND
Point Lobos Avenue, north side, from 30 feet to 184 feet west of Merrie Way (154-foot zone, restores parallel parking)

RESIDENTIAL PERMIT PARKING AREA "D" (4-HOUR TIME LIMIT, 9 AM - 5 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Arlington Street, both sides, between Miguel and Roanoke Streets (300 and 400 blocks)
Mateo Street, both sides, between Arlington and Chenery Streets (200 block)

RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
York Street, both sides, between 23rd and 24th Streets (1100 block)
York Street, both sides, between 24th and 25th Streets (1200 block)

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Pierce Street, west side, from 39 feet to 46 feet south of Page Street (7-foot zone, accommodating 2 motorcycles)
Pierce Street, west side, from 60 feet to 67 feet south of Page Street (7-foot zone, accommodating 2 motorcycles) (Parking and Traffic Department)

(DPT Order No. 2261.)

Resolution No. 684-01
ADOPTED

011301 [Traffic Regulations, Various Streets]
Supervisor Newsom

Resolution enacting and rescinding traffic regulations on various streets.

LEFT LANE MUST TURN LEFT - ESTABLISH
10th Street, southbound, at Division Street

LEFT LANE MUST TURN LEFT, EXCEPT MUNI - ESTABLISH
Northpoint Street, eastbound, at The Embarcadero

RIGHT LANE MUST TURN RIGHT - ESTABLISH
Circular Avenue, northbound, at Monterey Boulevard

STREET CLOSURE (NO PUBLIC ACCESS) - ESTABLISH
Brazil Street, from Mansell Street to approximately 900 feet northerly (900-foot zone)

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Lincoln Way, south side, from 3rd Avenue to 31 feet easterly (31-foot zone)
Lincoln Way, south side, from 4th Avenue to a point 100 feet west of 3rd Avenue

TWO LEFT LANES MUST TURN LEFT - ESTABLISH
Lincoln Way, eastbound, at 3rd Avenue/Kezar Drive

NO RIGHT TURN - ESTABLISH
Lincoln Way, eastbound, at 3rd Avenue (Parking and Traffic Department)

(DPT Order No. 2261.)

Resolution No. 685-01
ADOPTED

Recommendations of the Public Health and Environment Committee

011133 [State contract funds for substance abuse treatment]
Supervisors Leno, Gonzalez, Newsom

Resolution authorizing the San Francisco Department of Public Health, Community Substance Abuse Services (CSAS) to enter into a Combined Negotiated Net Amount and Drug Medi-Cal Agreement with the California State Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2001, retroactively through June 30, 2005 in the fiscal year 2001-2002 amount of $19,191,568 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment; holding the State Department of Alcohol and Drug Programs harmless from any and all claims and losses from the agreement; designating the Director of CSAS to sign the Agreement and to approve future amendments to the Agreement for amounts less than ten percent (10%) of the contracted amount. (Public Health Department)

Resolution No. 650-01
ADOPTED

011440 [Contract funds for SFHIV Vaccine Clinical Trials Unit]
Supervisors Leno, Gonzalez, Newsom

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to enter into an agreement in the amount of $754,360 with Public Health Foundation Enterprises Inc. [PHFE), the primary contractor, to fund the second year of the SFDPH portion for "San Francisco HIV Vaccine Clinical Trials", a unit of the HIV Vaccine Trials Network (HVTN); for the period retroactive from June 1, 2001 to May 31, 2002. (Public Health Department)

Resolution No. 688-01
ADOPTED

PASS THE CONSENT AGENDA by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Newsom, Peskin, Yee
Absent: 2 - McGoldrick, Sandoval

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

011522 [Findings - Tentative/Parcel Map Appeal for 107 24th Avenue]
Motion adopting findings related to the appeal of the decision of the Director of Public Works approving a Tentative/Parcel Map to legalize a proposed subdivision creating two lots in Assessor's Block 1334, Lot 1, at 107 24th Avenue. (Clerk of the Board)

(Companion measure to Files 011350, 011351, 011352, 011353.)

Supervisor Leno, seconded by Supervisor Maxwell moved to excuse Supervisors Gonzalez and Daly.

Motion No. M01-113
APPROVED by the following vote:
Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval
Excused: 2 - Daly, Gonzalez

From the Department of Building Inspection

011531 **[Special Assessment Liens for Assessment of Costs - Building Inspection]**

Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, emergency order fees, and fees pursuant to the provisions of Sections 102.1, 102.2, 102.3, 102.12, 102.14, 102.16, 102.17, 102.18, 102.19 et seq., and Section 110 Table 1-K, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department the costs thereof having accrued pursuant to the Code violations referenced above.

TABLED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

Recommendation of the Economic Vitality, Small Business and Social Policy Committee

010779 **[Campaign and Governmental Conduct Code, Recorded Political Telephone Messages]**
Supervisors Peskin, Newsom, Ammiano, Leno, McGoldrick, Gonzalez, Maxwell, Daly

Ordinance amending Article 1, Chapter 1 of the San Francisco Campaign and Governmental Conduct Code by amending Section 1.104 and adding Section 1.163 to require persons funding recorded telephone calls that support or oppose candidates for City elective office to identify themselves as the source of funding.

Ordinance No. 187-01

FINALLY PASSED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 2 - Hall, Sandoval

NEW BUSINESS

Recommendations of the Audit, Labor and Government Efficiency Committee

011320 **[MOU, Police Officers Association]**
Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the San Francisco Police Officers' Association (SFPOA) and the City and County of San Francisco to be effective for the period July 1, 2001, through June 30, 2003. (Mayor)

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011381 **[Tolling Agreement Extension with Irrigation District]**

Resolution approving Tolling Agreement Extension with Modesto and Turlock Irrigation Districts. (City Attorney)

Resolution No. 686-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

Recommendations of the Housing, Transportation and Land Use Committee

010488 **[Bicycle Storage]**
Supervisors Leno, Gonzalez, Sandoval

Ordinance amending Section 155 of the Planning Code and adding Section 155.4 to the Planning Code to require that all new commercial buildings and commercial buildings with major renovations contain parking spaces for bicycles proportionate to and in accordance with such building's square footage and primary use.

Planning Commission Resolution #16180 adopted June 28, 2001 recommending approval. Received Certificate of Determination of Exemption/Exclusion from Environmental Review dated April 17, 2001.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011124 **[Commercial Vehicle Weight Restriction - Pond Street]**
Ordinance adding Section 28.5.53 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Pond Street. (Parking and Traffic Department)

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011366 **[Residential Housing Projects]**
Supervisors Leno, McGoldrick, Maxwell

Resolution urging the San Francisco Planning Department and Planning Commission not to approve residential housing projects of ten units or more with less than a 10% affordability requirement or 15% affordability requirement for conditional use projects and Planned Unit Development (PUDs) prior to consideration by the Board of Supervisors of legislation specifically codifying these affordability levels.

8/20/01 - Amendment of the whole bearing same title presented by Supervisor Leno.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Supervisor Daly moved to amend on Page 1, line 7, replace "these" with "new"; on Page 2, line 13, replace "these" with "new".
AMENDED.

Resolution urging the San Francisco Planning Department and Planning Commission not to approve residential housing projects of ten units or more with less than a 10% affordability requirement or 15% affordability requirement for conditional use projects and Planned Unit Development (PUDs) prior to consideration by the Board of Supervisors of legislation specifically codifying new affordability levels.

Resolution No. 697-01
ADOPTED AS AMENDED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Yee
Noes: 2 - Hall, Newsom
Absent: 1 - Sandoval

Recommendations of the Rules Committee

011472 [Ballot Argument - Revenue Bond Solar Energy Facilities]
Supervisor Leno

Motion authorizing proponent's ballot argument in favor of Proposition B, a Revenue Bond Measure regarding Solar Energy Facilities.

Motion No. M01-117
APPROVED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Noes: 1 - Yee
Absent: 1 - Sandoval

011473 [Ballot Argument - Vacancy in Elective Office]
Supervisor McGoldrick

Motion authorizing proponent's ballot argument in favor of Proposition C, a Charter Amendment regarding vacancy in Elective Office.

8/20/01 - Amended. Replace "out-of step" with "out of step"; replace "San Francisco Board of Supervisors" to read "Board of Supervisors".
AMENDED.

Motion No. M01-118
APPROVED AS AMENDED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011476 [Ballot Argument - Land Fill of 100 Acres or More in the San Francisco Bay]
Supervisor Peskin

Motion authorizing proponent's ballot argument in favor of Proposition D, a Charter Amendment regarding Land Fill in San Francisco Bay.

Motion No. M01-120
APPROVED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011474 [Ballot Argument - Election, Ethics and Outside Counsel]
Supervisor Newsom

Motion authorizing proponent's ballot argument in favor of Proposition E, a Charter Amendment regarding Election, Ethics and Outside Counsel.

8/20/01 - Amended. Replace "The Elections, Ethics and Outside Counsel Charter Amendment has been a long time coming" with "Fair and impartial City elections are the foundation of responsive and responsible City government. That is why Proposition E deserves your support". Replace "Proposition E helps guarantee honest and fair elections" with "Proposition E is a new solution to some of the oldest problems of government."
AMENDED.

Motion No. M01-119

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Noes: 1 - Yee
Absent: 1 - Sandoval

011470 **[Ballot Argument - Municipal Water and Power Agency]**
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition F, a Charter Amendment creating a Municipal Water and Power Agency.

8/20/01 - Amended. Replace "Prop F is a companion measure to Proposition" to read "Prop F is a companion to Measure I".
AMENDED.

Motion No. M01-115

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Noes: 1 - Yee
Absent: 1 - Sandoval

011471 **[Ballot Argument - Redistricting]**
Supervisor Daly

Motion authorizing proponent's ballot argument in favor of Proposition G, a Charter Amendment regarding Redistricting.

8/20/01 - Amendment of the whole presented by Supervisor Daly.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Motion No. M01-116

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Absent: 2 - Sandoval, Yee

011469 **[Ballot Argument - Revenue Bond Authority]**
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition H, a Charter Amendment regarding revenue bond authority for renewable energy and energy conservation projects.

8/20/01 - Amendment of the whole presented by Supervisor Ammiano.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Motion No. M01-114

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Noes: 1 - Yee
Absent: 1 - Sandoval

011468 [Ballot Argument - Municipal Utility District]
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition ____, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.

Supervisor Peskin moved to continue to August 27, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

SPECIAL ORDER 3:00 P.M.

011390 [Public Hearing - Appeal, Conditional Use, 4501 Irving Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No.16182 dated June 28, 2001, approving Conditional Use Application No. 2000.1261EC, under Sections 121.1 and 710.11 to develop a new four-story, mixed-use building, at a maximum height of forty feet, containing approximately 1,800 square feet of commercial office/retail space and eleven off-street parking spaces in the ground floor garage and ten dwelling units on a remaining three upper floors on two lots with a total area exceeding 5,000 square feet, in an NC (Neighborhood Commercial Cluster) District and a 40-X Height and Bulk District, on property located at 4501 Irving Street, southwest corner of Irving Street and 46th Avenue; Lots 47 and 49, in Assessor's Block 1801.

Supervisor Yee, seconded by Supervisor Peskin moved to continue to September 17, 2001.
9/17/01, Continued, Supervisor Yee moved to continue to September 24, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From the Clerk

011391 [Appeal, Conditional Use, 4501 Irving Street]

Motion approving decision of the Planning Commission by its Motion No. 16182 approving Conditional Use Application No. 2000.1261EC, on property located 4501 Irving Street, southwest corner of Irving Street and 46th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Peskin moved to continue to September 17, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011392 **[Appeal, Conditional Use, 4501 Irving Street]**

Motion disapproving decision of the Planning Commission by its Motion No. 16182 approving Conditional Use Application No. 2000.1261EC, on property located 4501 Irving Street, southwest corner of Irving Street and 46th Avenue, and adopting findings pursuant to Planning Code Section 101.1. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Peskin moved to continue to September 17, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

011393 **[Findings - 4501 Irving Street]**

Motion directing the Clerk of the Board to prepare findings relating to proposed Conditional Use Application No. 2000.1261EC, on property located 4501 Irving Street, southwest corner of Irving Street and 46th Avenue, for action by the Board at its next meeting. (Clerk of the Board)

Supervisor Yee, seconded by Supervisor Peskin moved to continue to September 17, 2001.

CONTINUED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Yee
Absent: 1 - Sandoval

SPECIAL ORDER 3:00 P.M.

011486 [Public Hearing, Appeal, Environmental Impact Report, deYoung Museum]

Hearing of persons interested in or objecting to the decision of the Planning Commission by its Motion No. 16039 dated December 7, 2000, certifying the Final Environmental Impact Report, Case File No. 199.455E for the proposed deYoung Museum project.

(Appeal filed January 12, 2001; Draft EIR Publication Date: July 22, 2000; Draft EIR Pulic Hearing Date: August 24, 2000; Draft EIR Public Comment Period: July 22, 2000 to August 29, 2000; Final EIR Certification Date: December 7, 2000; companion measure to Files 011487, 011488, 011489.)

Susan Brandt-Hawley, appellant;
Bruce Bonacker, supports appeal;
Chris Duderstadt, supports appeal;
David Spero, supports appeal;
Holt Carlson, supports appeal;
Pinky Kushner, supports appeal;
Zoanne Nordstrom, supports appeal;
Denise D'Anne, supports appeal;
Claire Pilcher, supports appeal;
Henrick Bull, supports appeal;
Joe Fusco, supports appeal;
Frances Carter, supports appeal;
Frederick Willsea, supports appeal;
Maryanne Millier, supports appeal;
Male speaker, supports appeal;
Cathy Roberts, supports appeal;
Ian Burke, supports appeal;
Greg Garr, supports appeal;
Lila Miller, supports appeal;
Ernestine Weiss, supports appeal;
William Carlson, supports appeal;
Gerald Green, Director of Planning, Planning Department;
Harry Parker, DeYoung Museum, Project Sponsor;
Dennis Antenore, supports project;
Jim Chappel, SPUR, supports project;
Jill Wynns, supports project;
Brother Kelly Cullen, supports project;
Lynn Symdeski, supports project;
Irene Anderson, supports project;
Mark Johnson, supports project;
Ruth Asawa, supports project;
Sophie Walters, supports project;
Father Tom Lucas, supports project;
Tom Marranomi, supports project;
Jessica Johnson, supports project;
Timonth Bernard, supports project;
Ellen Horton-Harder, supports project;
Jack Beyers, supports project;
Leslie Ramos, supports project;
Male speaker, supports project;
Jennifer Beitterman, supports project;
Randolp Scott, supports project;
Chris Crews, supports project;
Jesse Arreguin, supports project;
Kay Forrester, supports project;
Carlos Villome, supports project;
James Bryant, supports project;

Autum Woish, supports project;
Danny Lenoe, supports project;
Harrison Farrar, supports project;
Anne Lanzerotti, supports project;
Edmund, supports project.
HEARD AT PUBLIC HEARING.

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

From Clerk of the Board

011487 **[Affirming certification of New M.H. de Young Museum EIR]**
Motion affirming the certification of the Final Environmental Impact Report for the New M.H. de Young Museum Development Project located at 75 Tea Garden Drive by the Planning Commission. (Clerk of the Board)

NOT adopted by the following vote:
Noes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Absent: 2 - Sandoval, Yee

011488 **[Disapproving certification of New M.H. de Young Museum EIR]**
Motion disapproving the certification of the Final Environmental Impact Report for the New M.H. de Young Museum Development Project located at 75 Tea Garden Drive by the Planning Commission. (Clerk of the Board)

Motion No. M01-111
APPROVED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Absent: 2 - Sandoval, Yee

011489 **[Preparation of findings to disapprove certification of the New M.H. de Young Museum EIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification of the Final Environmental Impact Report for the New M.H. de Young Museum Development Project located at 75 Tea Garden Drive by the Planning Commission. (Clerk of the Board)

8/20/01 - Amendment of the whole bearing same title prepared in Board.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Motion No. M01-112
APPROVED AS AMENDED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Absent: 2 - Sandoval, Yee

COMMITTEE REPORTS

From Rules Committee

010840 **[Elections Task Force]**

Ordinance creating the Elections Task Force to redraw Board of Supervisors district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census. (Clerk of the Board)

8/20/01 - Supervisor Hall, seconded by Supervisor Yee moved to amend on Page 1, line 5 and on Page 2, line 2, replace "October 9" with "September 10".

AMENDED.

Ordinance creating the Elections Task Force to redraw Board of Supervisors district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census; operative date September 10, 2001. (Clerk of the Board)

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 7 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Newsom, Yee
Noes: 3 - Daly, Gonzalez, Peskin
Absent: 1 - Sandoval

011497 **[Rent Control Ordinance amendment, six month period which landlords may not evict tenants for non-payment of capital improvement passthrough]**

Supervisors Ammiano, Hall, Gonzalez

Ordinance providing a six-month period commencing August 10, 2001, during which landlords are prevented from evicting tenants for non-payment of that portion of rent attributable to capital improvement passthrough petitions decided at the Rent Board after April 10, 2000, pursuant to capital improvement petitions filed prior to August 10, 2001.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin
Absent: 2 - Sandoval, Yee

PUBLIC COMMENT

Abdalla Megahed, homelessness;
William Qutani, highrise buildings;
Bob Purcell, Golden Gate National Recreation Area;
Nathan Eng;
Gilbert Chan;
Dawn Forest, Proposition A Bonds;
Tom Harrison, Presidio Trust;
William Carlson, various topics;
David Osgood; Port landscaping
Edmund, homelessness.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 38 through 46

011504 [Grant - Bay Area Air Quality Management District]
Supervisors Ammiano, Daly, Peskin

Resolution authorizing the Director of the Department of the Environment and the City Administrator, to apply for $965,000 from the Bay Area Air Quality Management District's Transportation Fund for Clean Air for a project to improve air quality in the San Francisco Bay Area, with the understanding that the City and County of San Francisco, if awarded these grants, would be required to indemnify the district from claims resulting from the City's performance of said agreements.

Resolution No. 690-01
ADOPTED

011506 [Support AB 388, Industrial Hemp Bill]
Supervisors Leno, McGoldrick, Maxwell, Gonzalez, Peskin

Resolution urging the California State Assembly to support AB 388, the Industrial Hemp Bill sponsored by Assemblywoman Virginia Strom Martin.

Resolution No. 692-01
ADOPTED

011508 [Housing Authority Public Housing Application]
Supervisors Yee, Gonzalez, Daly

Resolution urging the San Francisco Housing Authority to have a formal and a verifiable public housing process in paper and multi-lingual with tracking numbers.

Resolution No. 698-01
ADOPTED

011509 [Commend - SF Healthy Children Community Collaboration]
Supervisor Daly

Resolution commending the San Francisco Healthy Children Community Collaboration for its community-based efforts to protect low-income young children 0-5 from preventable diseases and conditions.

Resolution No. 693-01
ADOPTED

011521 **[Pedestrian Safety Working Group]**
Supervisor Ammiano

Resolution establishing October 15, 2001 as the date of Pedestrian Safety and Street Resurfacing Working Group will provide its recommendations to the Board of Supervisors and the San Francisco County Transportation Authority and adding one citywide member with expertise in pedestrian safety appointed by the President of the Board of Supervisors.

Resolution No. 694-01
ADOPTED

011523 **[Supporting the Historic Homeownership Assistance Act of 1999]**
Supervisors Peskin, Gonzalez

Resolution supporting the Historic Homeownership Assistance Act of 1999 (H.R. 1172), and urging the immediate passage of this Act by Congress and its enactment by President George W. Bush.

Resolution No. 695-01
ADOPTED

011524 **[Commendation]**
Supervisor Sandoval

Resolution commending Hoy Ping Benevolent Association on their Ninetieth Anniversary.

Resolution No. 696-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

Severed from Adoption Without Committee Reference

011505 **[Voting Rights to Citizens of Washington, D.C.]**
Supervisors Gonzalez, Daly, Maxwell

Resolution urging the United States of Congress to recognize the District of Columbia's constitutional right to basic democracy, through voting representatives, by granting full voting rights to the citizens of the District of Columbia.

8/20/01 - Supervisor Peskin moved to amend by adding a further resolved clause to send a copy of the resolution to the San Francisco Congressional representatives.
AMENDED.

Resolution No. 691-01
ADOPTED AS AMENDED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

011507 [Unified School District Use of Prop A Bonds]
Supervisor Yee

Resolution urging the San Francisco Unified School District to honor their explicit promise to the voters of the City and County of San Francisco and the Board of Supervisors before they receive the remaining portion of the 1997 Proposition A Bonds.

REFERRED to the Neighborhood Services and Parks Committee.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Leno, seconded by Supervisor Daly, moved. The motion carried by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted. by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

Imperative Resolution

011535 **[Commendation]**
Supervisors Daly, Leno

Resolution commending Philippine News on their 40th anniversary of publication.

Resolution No. 678-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin
Absent: 3 - Newsom, Sandoval, Yee

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

None

Resolutions

011536 **[Office of Public Power]**
Supervisor Hall

Resolution urging the Mayor to create an Office of Public Power within the Public Utilities Commission charged with the responsibility of securing expeditiously reliable and affordable electric power for San Francisco residents and businesses, including City Departments, and urging the State of California to cooperate with the San Francisco Public Utilities Commission by facilitating the purchase of low cost electricity.

8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011537 **[School Bus Retrofit Program]**
Supervisors Leno, Maxwell, McGoldrick, Daly, Peskin

Resolution urging the San Francisco Unified School District to pursue the Bay Area Air Quality Management District's school bus retrofit program which covers the cost of installing particulate traps on existing diesel busses.

8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011538 [Passage of Senate Joint Resolution 17]
Supervisors Leno, Maxwell, McGoldrick

Resolution urging United States Senate passage of Senate Joint Resolution 17 repealing President George W. Bush's restoration of the Mexico City Policy.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011539 [Rail-Volution Days in S.F.]
Supervisors Peskin, Ammiano, Daly

Resolution commending Rail-Volution for its forum to build livable communities with transit-oriented development and smart growth and declaring September 13, 2001 through September 16, 2001 Rail-Volution Days in San Francisco.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011540 [Censuring Nancy Ho Belli]
Supervisor Peskin

Resolution censuring Nancy Ho Belli, member of the San Francisco Landmarks Preservation Advisory Board, for her negligent ownership of two adjacent buildings at 720-728 Montgomery Street, requesting that Mayor Brown remove Ms. Ho Belli from the Landmarks Advisory Board, and requesting that the District Attorney institute legal proceedings against Ms. Ho Belli, per Planning Code Section 1013(c)2.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011541 [US-Japan Peace Treaty]
Supervisors Yee, Ammiano, Daly

Resolution urging the government of Japan, on the 50th anniversary of the US-Japan Peace Treaty, to apologize for its wartime atrocities and provide just compensation for the surviving victims of its aggression.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011542 [National Parks and Public Employees]
Supervisors Yee, McGoldrick, Daly

Resolution urging the National Parks to acknowledge the rights of public employees to have union representation and the right to bargain over wages and job conditions with their employers.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011543 **[Bicycle Arrow Pavement Markings]**
Supervisor Yee

Resolution supporting the Department of Parking and Traffic in the utilization of bicycle arrow pavement markings and urging the California Traffic Control Devices Committee to approve these markings as an official traffic control device.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011544 **[Calculation of Attrition Savings]**
Supervisor Gonzalez

Hearing related to the calculation of attrition savings in department budgets and the filling of vacant positions.
8/20/01, RECEIVED AND ASSIGNED to Finance Committee.

011545 **[Use of Diesel School Buses for SFUSD]**
Supervisor Maxwell

Hearing on the use of diesel school buses for the San Francisco Unified School District, and opportunities to switch to alternative fuel vehicles. (Los Angeles Unified School District as a case study of a district that is converting their fleet from diesel fuel to compressed natural gas (CNG)).
8/20/01, RECEIVED AND ASSIGNED to City and School District Committee. Sponsor requests this item be scheduled for consideration at the September 26, 2001 meeting.

Motions

011533 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
8/20/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011534 **[Rebuttal Argument - Redistricting]**
Supervisor Daly

Motion authorizing rebuttal to opponent's ballot argument against Proposition G, a Charter Amendment regarding Redistricting.
8/20/00, RECEIVED AND ASSIGNED to Rules Committee.

011546 [Committee Report Requirements]
Supervisor Daly

Motion amending Rule 3.8 of the Board of Supervisors to clarify Committee Report requirements.
8/20/01, RECEIVED AND ASSIGNED to Rules Committee.

011547 [Audit, Homeless Services]
Supervisor Daly

Motion requesting the Controller and directing the Budget Analyst to prepare a management audit of the City's homeless programs.
8/20/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011548 [Legislative Analyst Request]
Supervisor Daly

Motion asking the Legislative Analyst to study and report on meeting schedules and preparation of the other 57 Boards of Supervisors in California counties.
8/20/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 27, 2001.

011549 [Legislative Analyst Request]
Supervisors Gonzalez, Hall

Motion asking the Legislative Analyst to prepare a report detailing the policies and practices employed by other counties related to the calculation of attrition savings in department budgets and the filling of vacant staff positions.
8/20/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 27, 2001.

011550 [Legislative Analyst Request]
Supervisor Maxwell

Motion asking the Legislative Analyst to research ways in which the City and County of San Francisco can increase its number of bilingual police officers and police support staff; to provide information on how other cities and counties have sought to address this issue, such as through salary bonuses and other incentives, targeted recruitment programs, or other policies or programs.
8/20/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration August 27, 2001.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

None

PROPOSED RESOLUTIONS

011443 **[One-year extension for occupancy of Anthony and Jessie Streets during construction operations at 560 Mission Street]**

Resolution granting revocable permission to Turner Construction Company for a one-year extension to temporarily close and occupy a portion of the sidewalk and parking lane on the easterly side of Anthony Street, between Mission and Jessie Streets, and a portion of the street area on Jessie Street during construction operations at 560 Mission Street (Block 3708, Lots 015, 017 & 018). (Public Works Department)

8/8/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011492 **[State Grant for Homeless Shelter Services at 1101 Polk Street-]**

Resolution authorizing the Department of Human Services to accept and expend a forgivable loan in the amount of $496,544 from the California Department of Housing and Community Development Emergency Housing Assistance Program (EHAP) to make crucial improvements at Multi-Service Center North (1101 Polk Street), which provides homeless shelter services. (Human Services Department)

8/9/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011493 **[Federal grant for Clean Air Program]**

Supervisor Leno

Resolution authorizing the Department of Environment and Department of Administrative Services to accept and expend a grant in the amount of $150,000 from the United States Department of Energy (DOE) for the purpose of providing rebates to subsidize the purchase of alternative fuel vehicles. (Administrative Services Department)

8/15/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011520 **[Expend DOC Beverage Container Recycling Payment]**

Resolution authorizing the City Administrator to expend a $230,484 payment from the Department of Conservation (DOC) for fiscal year 2000/2001. (Administrative Services Department)

8/15/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011529 **[Installation of disability access ramps to provide access to 1 Tillman Place]**

Resolution granting revocable permission to Grace W. C. and Simon B. L. Chang to occupy a portion of the street to install disability access ramps to provide access to 1 Tillman Place. (Public Works Department)

8/14/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011525 **[Appropriation Limit for Fiscal Year 2001-02]**

Resolution establishing the appropriations limit for fiscal year 2001-02 pursuant to California Constitution Article XIII B. (Controller)

8/15/01, RECEIVED AND ASSIGNED to Finance Committee.

8/21/01, SUBSTITUTED. Substituted by Controller 8/21/01 bearing same title.

8/21/01, ASSIGNED to Finance Committee.

Requests Granted

From: Supervisor Ammiano
To: Budget Analyst
Requesting/Inquiring: To develop a proposed scope of work for an independent review of the recent garbage rate increase, a comparison of local residential garbage rates with regional rates and a comparison of local commercial garbage rates with regional rates.

From: Supervisor Daly
To: Executive Director, Department of Parking and Traffic
Requesting/Inquiring: To inform the Board on the progress of bicycle lanes on 7th Street; and to provide suggestions and comments on strategies to improve safety at the intersection of 13th Street and South Van Ness Avenue.

From: Supervisor Daly
To: Chief, Police Department
Requesting/Inquiring: To update the Board of Supervisors on the investigation of the incident at the intersection of 13th Street and South Van Ness Avenue involving the death of cyclist Carmen Murillo.

From: Supervisor Daly
To: Chief, Police Department
Requesting/Inquiring: To provide a discussion of contacts between the Police Department and Coleman Advocates for Children & Youth, and Police Department and KTB Management Group (e.g. Yerba Buena Gardens) regarding dancehall permits.

From: Supervisor Daly
To: City Attorney
Requesting/Inquiring: To provide a written opinion on the enforcement of Police Code Sections 1023-1029 with regard to a dance held in a church and outdoor public events in Yerba Buena Gardens.

From: Supervisor Daly
To: Director, Port
To: Director, Redevelopment Agency
To: Director, Arts Commission
Requesting/Inquiring: That the Directors of the Port, Redevelopment Agency and Arts Commission comment on the progress of the Rincon Park Development.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft legislation requiring vacant staff positions to be filled by city departments within 120 days or the position will be terminated until review during the following fiscal year's Board of Supervisors budget hearings.

From: Supervisor Hall
To: General Manager, MUNI
Requesting/Inquiring: To report on pedestrian safety on the MUNI island at 9th Avenue and Judah Street, specifically:
1. When was the last time MUNI evaluated the safety of the pedestrian platforms along the N Judah line;
2. Does MUNI have any plans to provide additional safety precautions to the pedestrian platforms; and
3. What recommendations does MUNI have for improving these Judah Street platforms?

From: Supervisor Hall
To: General Manager, Water Department
To: Director, Department of Public Works

Requesting/Inquiring: That the General Manager of the Water Department and the Director of the Department of Public Works report:
1. When they plan on installing a water meter at the community garden located at the corner of Los Palmos and Forester.
2. If neither Department plans on installing the water meter, what steps need to be taken to install it?

From: Supervisor Leno
To: City Attorney
Requesting/Inquiring: To draft legislation to require that political contributions of $250 or more that are made in the last 10 days of a campaign be reported to the Ethics Commission within 24 hours.

From: Supervisor Maxwell
To: City Attorney
Requesting/Inquiring: To draft legislation whereby a "Clean Air Surcharge" is imposed on diesel use by city departments. The revenues generated by this surcharge would fund the Clean Air Program (CAP) to work with departments to purchase alternative fuel technologies.

From: Supervisor Sandoval
To: General Manager, MUNI
Requesting/Inquiring: To inquire about the number of MUNI platforms or islands in San Francisco without safety railing and to inquire about the cost of establishing safety rails on all MUNI platforms.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Digna Emerita Lezama (Supervisor Sandoval)
Richard Joseph Janese (Supervisor Hall)

ADJOURNMENT

There being no further business, the Board at the hour of 7:29 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 9, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

City Hall, 1 Dr. Carlton B.
Goodlett Place
San Francisco, CA 94102-4689

MEETING MINUTES

DOCUMENTS DEPT.
FEB 2 6 2002
SAN FRANCISCO
PUBLIC LIBRARY

Monday, August 27, 2001 2:00 PM

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

TOM AMMIANO, PRESIDENT
CHRIS DALY, MATT GONZALEZ, TONY HALL, MARK LENO,
SOPHIE MAXWELL, JAKE McGOLDRICK, GAVIN NEWSOM,
AARON PESKIN, GERARDO SANDOVAL, LELAND Y. YEE
Gloria L. Young, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Audit, Labor and Government Efficiency Committee Supervisors Newsom, Daly, McGoldrick	2nd & 4th Tuesday 1:00 PM
City and School District Committee Supervisor Maxwell, Supervisor Ammiano, Commissioner Wynns, Commissioner Mar	Call of the Chair
Economic Vitality, Small Business and Social Policy Committee Supervisors Sandoval, Newsom, Maxwell	1st & 3rd Tuesday 10:00 AM
Finance Committee Supervisors Leno, Peskin, Gonzalez	Wednesday 10:00 AM
Housing, Transportation and Land Use Committee Supervisors McGoldrick, Daly, Peskin	2nd & 4th Thursday 10:00 AM
Neighborhood Services and Parks Committee Supervisors Yee, Hall, Sandoval	1st & 3rd Tuesday 1:00 PM
Public Health and Environment Committee Supervisors Maxwell, Yee, Leno	2nd & 4th Tuesday 10:00 AM
Public Utilities and Deregulation Committee Supervisors Daly, Gonzalez, Ammiano	Call of the Chair
Rules Committee Supervisors Gonzalez, Hall, Ammiano	1st & 3rd Thursday 1:00 PM

DOCUMENTS DEPT.
FEB 2 6 2002
SAN FRANCISCO
PUBLIC LIBRARY

First-named Supervisor/Commissioner is Chair. Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Volume 96 Number 35

Members Present: Tom Ammiano, Chris Daly, Matt Gonzalez, Tony Hall, Mark Leno, Sophie Maxwell, Jake McGoldrick, Aaron Peskin, Gerardo Sandoval, Leland Y. Yee.

Members Absent: Gavin Newsom.

ROLL CALL AND PLEDGE OF ALLEGIANCE

Supervisors were noted absent:

The meeting was called to order at 2:00 p.m. On call of the roll, the following Supervisors were noted absent:

Supervisors McGoldrick, Newsom, Sandoval, Yee - 4.

Quorum present.

Supervisors Yee noted present at 2:06 p.m.

Supervisor McGoldrick noted present at 2:07 p.m.

Supervisor Sandoval noted present at 2:08 p.m.

Supervisor Newsom was excused. (See infra.)

Supervisor Newsom Excused from Attendance

Supervisor Peskin, seconded by Supervisor Leno, moved to excuse Supervisor Newsom from attending this meeting. The motion carried by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin
Absent: 4 - McGoldrick, Newsom, Sandoval, Yee

AGENDA CHANGES

The President inquired if there were any changes to the agenda members were aware of which needed to be continued, tabled or considered differently.

There were none.

COMMUNICATIONS

CONSENT AGENDA

Items 1 through 12

Recommendations of the Audit, Labor and Government Efficiency Committee

011377 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Brenda Sgamba against the City and County of San Francisco for one hundred sixty-two thousand, seven hundred and fifty dollars and no cents ($162,750.00), and to Sgamba's attorney Christopher Dolan (payable to The Dolan Law Firm) the total lump sum for costs and fees of one hundred sixty-two thousand, two hundred and fifty dollars and no cents ($162,250.00) (for a total sum of $325,000.00); the lawsuit was filed on March 16, 1999 in San Francisco Superior Court, Case No. 302-011; entitled Brenda Sgamba v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 190-01
FINALLY PASSED

011378 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Robert Weidman against the City and County of San Francisco for $27,500, plus an amount not to exceed $20,000 for additional attorney's fee and cost; the lawsuit was filed on May 24, 2001, in the United States District Court, Case No. C99-4442 TEH; entitled Robert Weidman v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 191-01
FINALLY PASSED

011442 **[Settlement of Lawsuit]**

Ordinance authorizing settlement of the lawsuit filed by Scottie M. McKinney against the City and County of San Francisco for $100,000; the lawsuit was filed on January 14, 2000 in United States District Court, Case No. C00-0175 MMC; entitled Scottie M. McKinney v. City and County of San Francisco; other material terms of said settlement are McKinney agrees to retire, and not to seek or accept employment from the City and County of San Francisco in the future. (City Attorney)

Ordinance No. 192-01
FINALLY PASSED

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

011275 **[Grant - Vertical Defense of Indigents Program]**

Resolution authorizing the Office of the Public Defender to accept and expend a grant in the amount of $197,714 from the Office of Criminal Justice Planning (OCJP) as part of the on-going Vertical Defense of Indigents Program. (Public Defender)

Resolution No. 703-01
ADOPTED

011427 **[San Francisco Solid Waste Management Program - Food Scrap Diversion at Schools]**

Resolution authorizing the Department of the City Administrator to retroactively accept and expend a grant in the amount of Twenty Five Thousand Dollars ($25,000.00) from the San Francisco Foundation for the purpose of implementing "Food Scrap Diversion at Schools." (Administrative Services Department)

Resolution No. 709-01
ADOPTED

011492 **[State Grant for Homeless Shelter Services at 1101 Polk Street-]**

Resolution authorizing the Department of Human Services to accept and expend a forgivable loan in the amount of $496,544 from the California Department of Housing and Community Development Emergency Housing Assistance Program (EHAP) to make crucial improvements at Multi-Service Center North (1101 Polk Street), which provides homeless shelter services. (Human Services Department)

Resolution No. 712-01
ADOPTED

011175 **[Advisory Board Report, Union Square Business Improvement]**

Motion approving the annual report prepared by the Advisory Board to the Union Square Business Improvement District for Fiscal Year 2000-2001. (Clerk of the Board)

Motion No. M01-121
APPROVED

Recommendation of the Finance Committee

011481 **[Contracting Out City Services]**

Resolution concurring with the Controller's certification that assistance to certain victims of crime and education in community anti-street violence can be practically performed for the District Attorney's Victim Witness Assistance Program by a private contract at a lower cost than similar work services performed by City and County employees. (District Attorney)

Resolution No. 689-01
ADOPTED

Recommendations of the Neighborhood Services and Parks Committee

011443 **[One-year extension for occupancy of Anthony and Jessie Streets during construction operations at 560 Mission Street]**

Resolution granting revocable permission to Turner Construction Company for a one-year extension to temporarily close and occupy a portion of the sidewalk and parking lane on the easterly side of Anthony Street, between Mission and Jessie Streets, and a portion of the street area on Jessie Street during construction operations at 560 Mission Street (Block 3708, Lots 015, 017 & 018). (Public Works Department)

Resolution No. 710-01
ADOPTED

Recommendations of the Rules Committee

011236 **[Appointment]**

Resolution appointing Jennifer Mann, term ending June 30, 2003, to the Asthma Task Force. residency requirement waived.

Jennifer Mann (residency requirement waived), new appointment, seat 20, must be a representative of the Department of Public Health, for a new two-year term ending June 30, 2003.

Resolution No. 702-01
ADOPTED

011401 **[Appointment]**

Resolution appointing Gwendolyn Ann Smith, Felicia Elizondo, and Simon Aronoff, terms ending June 1, 2002, to the Transgender Civil Rights Implementation Task Force, residency requirement waived.

Gwendolyn Ann Smith (residency requirement waived), succeeding Theresa Sparks, resigned, seat 2, must be a member of the transgender community; for the unexpired portion of a two-year term ending June 1, 2002;
Felicia Elizondo, succeeding Riley Morgan, resigned, seat 5, must be a member of the transgender community; for the unexpired portion of a two-year term ending June 1, 2002;
Simon Aronoff (residency requirement waived), succeeding David Strachan, resigned, seat 6. must be a member of the transgender community; for the unexpired portion of a two-year term ending June 1, 2002.

Resolution No. 707-01
ADOPTED

The foregoing items were acted upon by the following vote:
Ayes: 7 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin
Absent: 4 - McGoldrick, Newsom, Sandoval, Yee

Severed from the Consent Agenda

011179 **[Federal Grant - Improvements at Civic Center-United Nations Plazas/Mid-Market]**

Resolution authorizing the Director of the Department of Public Works (DPW) to accept and expend $936,325 in federal Transportation, Community and System Preservation (TCSP) funds for improvements in Civic Center-United Nations Plazas/Mid-Market. (Public Works Department)

Supervisor Daly moved to sever so the item could be considered separately.

Supervisor Daly, seconded by Supervisor Leno moved to continue to September 17, 2001.

CONTINUED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

011551 **[Findings - Appeal of the Planning Commission's certification of the Final Environmental Impact Report for the New M. H. de Young Museum Project]**

Motion adopting findings related to the appeal of the Planning Commission's certification of the Final Environmental Impact Report, Case File No. 199.455E (Commission Motion No. 16039, approved December 7, 2000), for the proposed New M. H. de Young Museum Project in Golden Gate Park, located at 75 Tea Garden Drive (Lot 1 in Assessor's Block 1700). (Clerk of the Board)

(Companion measure to Files 011486, 011487, 011488, 011489.)

Supervisor Peskin, seconded by Supervisor Gonzalez, moved to excuse Supervisor Sandoval.
8/27/01 - Supervisor Peskin, seconded by Supervisor Leno moved to amend on Page 3, line 8 by deleting "public and private".
AMENDED.

Motion No. M01-127
APPROVED AS AMENDED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Yee
Absent: 1 - Newsom
Excused: 1 - Sandoval

Recommendations of the Audit, Labor and Government Efficiency Committee

011320 **[MOU, Police Officers Association]**
Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the San Francisco Police Officers' Association (SFPOA) and the City and County of San Francisco to be effective for the period July 1, 2001, through June 30, 2003. (Mayor)

(Fiscal impact.)

Ordinance No. 189-01
FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Recommendations of the Housing, Transportation and Land Use Committee

010488 **[Bicycle Storage]**

Supervisors Leno, Gonzalez, Sandoval

Ordinance amending Section 155 of the Planning Code and adding Section 155.4 to the Planning Code to require that all new commercial buildings and commercial buildings with major renovations contain parking spaces for bicycles proportionate to and in accordance with such building's square footage and primary use.

Planning Commission Resolution #16180 adopted June 28, 2001 recommending approval. Received Certificate of Determination of Exemption/Exclusion from Environmental Review dated April 17, 2001.

Ordinance No. 193-01

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011124 **[Commercial Vehicle Weight Restriction - Pond Street]**

Ordinance adding Section 28.5.53 to the San Francisco Traffic Code, establishing a commercial vehicle weight restriction on a portion of Pond Street. (Parking and Traffic Department)

Ordinance No. 188-01

FINALLY PASSED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Recommendations of the Rules Committee

010840 **[Elections Task Force]**

Ordinance creating the Elections Task Force to redraw Board of Supervisors district lines pursuant to the provisions set forth in Charter Section 13.110(d) following the 2000 federal census; operative date September 10, 2001. (Clerk of the Board)

8/27/01 - Supervisor Peskin, seconded by Supervisor Daly moved to amend by adding a Section 4 to read: "The membership of this Task Force shall be broadly representative of the communities of interest, neighborhoods, and the diversity in ethnicity, race, age, and sexual orientation of the City and County and have representation of both sexes."

AMENDED.

Supervisor Sandoval moved to continue to September 24, 2001.

CONTINUED by the following vote:

Ayes: 7 - Ammiano, Daly, Gonzalez, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 3 - Hall, Leno, Yee
Absent: 1 - Newsom

011497 **[Rent Control Ordinance amendment, six month period which landlords may not evict tenants for non-payment of capital improvement passthrough]**
Supervisors Ammiano, Hall, Gonzalez

Ordinance providing a six-month period commencing August 10, 2001, during which landlords are prevented from evicting tenants for non-payment of that portion of rent attributable to capital improvement passthrough petitions decided at the Rent Board after April 10, 2000, pursuant to capital improvement petitions filed prior to August 10, 2001.

Ordinance No. 186-01
FINALLY PASSED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011468 **[Ballot Argument - Municipal Utility District]**
Supervisor Ammiano

Motion authorizing proponent's ballot argument in favor of Proposition ____, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.

8/27/01 - Amendment of the whole bearing new title presented by President Ammiano.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Motion authorizing proponent's ballot argument in favor of Measure I, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.

Motion No. M01-122
APPROVED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

NEW BUSINESS

Recommendations of the Economic Vitality, Small Business and Social Policy Committee

011196 **[Liquor License Transfer, 716 Grant Avenue]**
Resolution disapproving the request to transfer a Type 21 off-sale general alcoholic beverage control license to Juliana Yan dba "Chine D'Art" from 812 Washington Street to 716 Grant Avenue, District 3, and determining that it will not serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 699-01
ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011218 **[Liquor License Transfer, 2222 Polk Street]**

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license to Michael Najib Dabit dba "Polk and Green Produce" from 550 Taraval Street to 2222 Polk Street (District 3), will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; with conditions.

Resolution No. 700-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011222 **[Liquor License Transfer, at 145 Jackson Street]**

Resolution determining that the transfer of a Type 20 off-sale beer and wine alcoholic beverage control license from Safeway Store Unit 203 located at 2300 - 16th Street to Safeway Store #4601 at 145 Jackson Street (District 3), and exchanging said license to a Type 21 off-sale general alcoholic beverage control license, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code.

Resolution No. 701-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Recommendations of the Finance Committee

011242 **[Requiring situs and/or street name on recorded documents]**
Supervisor Yee

Ordinance amending Article 12C of Part III of the San Francisco Municipal Code (Real Property Tax) by amending Section 1102.1 thereto to require that every document pertaining to real property that is submitted for recordation show on the face of the document the commonly-known situs and/or street name and number of the real property described therein.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011405 **[Appropriation, Police Department]**
Supervisors Leno, Daly

Ordinance reallocating $1,200,000 retroactively from Police Department appropriations to the Fire Department to fund the cost of uniform firefighters for fiscal year 2000-01.

(Fiscal impact.)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011426 **[BART/SFIA On-Airport Project Development Agreement]**

Resolution approving Modification No. 1 to the BART/SFIA On-Airport Project Development Agreement, as it relates to the on-Airport portion of the BART to San Francisco Airport Extension project, which is by and between the City and County of San Francisco, acting by and through its Airport Commission ("SFIA"), and the Bay Area Rapid Transit District ("BART"). (Airport Commission)

Resolution No. 708-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011499 **[Setting San Francisco's 2001-2002 property tax rate and establishing passthrough rate for residential tenants]**

Mayor

Ordinance providing revenue and levying property taxes for City and County purposes and establishing passthrough rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the fiscal year ending June 30, 2002. (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011500 **[Setting San Francisco's Unified School District's 2001-2002 property tax to be included in the City's overall property tax rate]**

Mayor

Ordinance providing revenue and levying property taxes for San Francisco Unified School District's purposes for the fiscal year ending June 30, 2002. (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011501 **[Setting San Francisco Community College District's 2001-2002 property tax rate to be included in the City's overall property tax rate]**

Mayor

Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the fiscal year ending June 30, 2002. (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011502 **[Adjusting Appropriations - Art Commission]**

Mayor

Ordinance amending the Annual Appropriation Ordinance for Fiscal Year 2001-2002, File Number 011041, Ordinance Number 170-01, adjusting appropriations to meet the requirements of the Art Commission pursuant to Charter Section 16.106(1). (Mayor)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

010845 **[Dancehall Permits]**
Supervisors Daly, Gonzalez, Peskin, Leno

Ordinance amending San Francisco Police Code Section 1023 to exempt dances and dancehalls from the need to obtain a dancehall permit if the location where the dance is being held has a place of entertainment permit and provides free drinking water.

PASSED ON FIRST READING by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

From Finance Committee Without Recommendation

011176 **[Lease of Property]**
Resolution authorizing the lease of real property at 100 Blanken Street, San Francisco, California, for the Department of Public Health. (Real Estate Department)

(District 10)

8/27/01 - Amendment of the Whole bearing same title presented by Supervisor Leno.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Resolution No. 682-01
ADOPTED AS AMENDED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011425 **[Lease of Property]**
Resolution authorizing a new lease of real property at 2712 Mission Street on behalf of the Department of Public Health, Community Mental Health Services. (Real Estate Department)

(Fiscal impact; District 9.)

8/27/01 - Amendment of the Whole bearing same title presented by Supervisor Peskin.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Resolution No. 687-01
ADOPTED AS AMENDED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Recommendation of the Neighborhood Services and Parks Committee

011333 [Commend - 2008 Olympics in Beijing]
Supervisor Yee

Resolution commending China for their successful bid for the 2008 Summer Olympics in Beijing.

Resolution No. 722-01

ADOPTED by the following vote:

Ayes: 8 - Ammiano, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 2 - Daly, Gonzalez
Absent: 1 - Newsom

Recommendation of the Public Health and Environment Committee

010889 [2001 Homeless Continuum of Care Plan]
Supervisor Daly

Resolution endorsing and adopting the 2001 Homeless Continuum of Care Plan prepared by Local Homeless Coordinating Board.

8/27/01 - Amendment of the Whole bearing new title presented by Supervisor Daly.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

Resolution declaring the policy that the Continuum of Care Plan 2001-2006 is the City and County of San Francisco's official homeless policy document governing the development of an integrated, effective and coordinated system of health care, housing, employment and support services to end homelessness.

Resolution No. 720-01

ADOPTED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

Recommendations of the Rules Committee

010762 [Selection of Police Inspectors]

Ordinance amending Section 2A.78 of the San Francisco Administrative Code to conform with post Consent Decree requirements regarding the administration of examination for the rank of Assistant Inspector. (Police Department)

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

010119 **[Establishing a 19-member task force to study civic participation and electoral reform]**
Supervisor Daly

Resolution establishing the Civic Participation Task Force to study trends in civic participation and report back to the Board of Supervisors with proposed electoral reforms.

Resolution No. 719-01
ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011396 **[Appointment]**
Resolution appointing Supervisor Aaron Peskin, indefinite term, to the Water Transit Authority Community Advisory Committee.

Aaron Peskin, new appointment, Seat 1, must be appointed by the San Francisco Board of Supervisors to represent the county in which a water transit terminal is located, for an indefinite term.

Supervisor Gonzalez, seconded by Supervisor Leno moved to excuse Supervisor Peskin.
Resolution No. 706-01
ADOPTED by the following vote:
Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Sandoval, Yee
Absent: 1 - Newsom
Excused: 1 - Peskin

011205 **[Mid-Income Housing Task Force]**
Supervisors Daly, McGoldrick

Resolution establishing the Mid-Income Housing Task Force.

8/27/01 - Supervisor Hall, seconded by Supervisor Yee moved to amend on Page 1, line 18 be deleting "the President of".
AMENDED.

Resolution No. 721-01
ADOPTED AS AMENDED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011483 **[Confirmation]**
Resolution appointing Wade Crowfoot, indefinite term, as an alternate member of the San Francisco Bay Conservation and Development Commission.

Resolution No. 711-01
ADOPTED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011482 **[Appointment]**

Motion appointing Supervisor Matt Gonzalez, term to be determined, to the San Francisco Local Agency Formation Commission.

Supervisor Matt Gonzalez, succeeding Supervisor Chris Daly, resigned, Seat 2, term to be determined.

Supervisor Leno, seconded by Supervisor Peskin moved to excuse Supervisor Gonzalez.

Motion No. M01-123

APPROVED by the following vote:

Ayes: 9 - Ammiano, Daly, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom
Excused: 1 - Gonzalez

SPECIAL ORDER 3:00 P.M.

011385 **[Public Hearing]**

Hearing of persons interested in or objecting to report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating Special Assessments and liens based thereon. (Clerk of the Board)

Scott Nakamora, Department of Public Health;
Lorraine French, 2125 Mission Street, Albert Hotel.
HEARD AT PUBLIC HEARING.

From Department of Public Health

011386 **[Garbage Liens - Department of Public Health]**

Resolution confirming report of delinquent charges for refuse collection services and nuisance removal costs submitted by the Director of Public Health as modified to the date of adoption of this resolution, and creating special assessments and liens based thereon. (Public Health Department)

Resolution No. 704-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, Peskin, Sandoval, Yee
Absent: 2 - McGoldrick, Newsom

SPECIAL ORDER 3:00 P.M.

011387 **[Public Hearing]**

Hearing of persons interested in or objecting to report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the Resolution, and creating special assessments and liens based thereon. (Clerk of the Board)

Scott Nakamora, Department of Public Health;
Don Diedricks.
HEARD AT PUBLIC HEARING.

From Department of Public Health

011388 **[Reinspection Fee Liens - Department of Public Health]**

Resolution confirming report of delinquent reinspection fee costs submitted by the Director of Public Health, as modified to the date of adoption of the Resolution, and creating special assessments and liens based thereon (Public Health Department)

Resolution No. 705-01

ADOPTED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

COMMITTEE REPORTS

From Rules Committee

011480 **[Rebuttal Argument - Solar Energy Facilities]**
Supervisor Leno

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition B, a Revenue Bond Measure regarding Solar Energy Facilities.

8/27/01 - Amendment of the Whole bearing same title presented by Supervisor Leno.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Motion No. M01-129

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Yee
Absent: 1 - Newsom

011494 **[Rebuttal Argument - Proposition C]**
Supervisor McGoldrick

Motion authorizing rebuttal to opponent's ballot argument against Proposition C, a Charter Amendment regarding vacancy in Elective Office.

TABLED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011519 **[Rebuttal Argument - Proposition D]**
Supervisor Peskin

Motion authorizing proponents rebuttal ballot argument in favor of Proposition D, a Charter Amendment regarding Land Fill in the San Francisco Bay.

8/27/01 - Amendment of the Whole bearing same title presented by Supervisor Peskin.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition D, a Charter Amendment regarding Land Fill in the San Francisco Bay.

Motion No. M01-132

APPROVED AS AMENDED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011475 **[Rebuttal Argument - Election, Ethics and Outside Counsel]**
Supervisor Newsom

Motion authorizing rebuttal to opponent's ballot argument against Proposition E, a Charter Amendment regarding Election, Ethics and Outside Counsel.

TABLED by the following vote:

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

011518 **[Rebuttal Argument - Proposition F]**
Supervisor Ammiano

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition F, a Charter Amendment creating a Municipal Water and Power Agency.

8/27/01 - Amendment of the Whole bearing same title presented by President Ammiano.
AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

Motion No. M01-131

APPROVED AS AMENDED by the following vote:

Ayes: 9 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 1 - Yee
Absent: 1 - Newsom

011534 **[Rebuttal Argument - Redistricting]**
Supervisor Daly

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition G, a Charter Amendment regarding Redistricting.

Motion No. M01-133

APPROVED by the following vote:

Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Hall, Yee
Absent: 1 - Newsom

011517 **[Rebuttal Argument - Proposition H]**
Supervisor Ammiano

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition H, a Charter Amendment authorizing the Board of Supervisors to issue revenue bonds for renewable energy and energy conservation programs.

Motion No. M01-130
APPROVED by the following vote:
Ayes: 8 - Ammiano, Daly, Gonzalez, Leno, Maxwell, McGoldrick, Peskin, Sandoval
Noes: 2 - Hall, Yee
Absent: 1 - Newsom

011516 **[Rebuttal Argument - Municipal Utility District]**
Supervisor Ammiano

Motion authorizing proponent's rebuttal ballot argument in favor of Proposition ____, a proposal to form a Municipal Utility District for the City and County of San Francisco and the City of Brisbane to be known as the San Francisco-Brisbane Municipal Utility District.

Supervisor Daly, seconded by Supervisor Leno, moved to table.
TABLED by the following vote:
Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 1 - Newsom

PUBLIC COMMENT

Willie B. Kennedy, Director, BART, BART to the Airport;
Abdalla Megahed, homelessness;
Veron Daniels, cost of living wage;
John Bardis, budget cycle;
Joe Fusco, deYoung Museum;
Donna Torres, contract for Presidio workers;
David Sparo, Golden Gate Park Concourse;
Male speaker, closure of Park at 8th Avenue;
Male speaker, safety for pedestrian school children.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

011548 **[Legislative Analyst Request]**
Supervisor Daly

Motion asking the Legislative Analyst to study and report on meeting schedules and preparation of the other 57 Boards of Supervisors in California counties.

APPROVED by the following vote:
Ayes: 8 - Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Noes: 1 - Ammiano
Absent: 2 - Daly, Newsom

011549 **[Legislative Analyst Request]**
Supervisors Gonzalez, Hall

Motion asking the Legislative Analyst to prepare a report detailing the policies and practices employed by other counties related to the calculation of attrition savings in department budgets and the filling of vacant staff positions.

APPROVED by the following vote:
Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

011550 **[Legislative Analyst Request]**
Supervisor Maxwell

Motion asking the Legislative Analyst to research ways in which the City and County of San Francisco can increase its number of bilingual police officers and police support staff; to provide information on how other cities and counties have sought to address this issue, such as through salary bonuses and other incentives, targeted recruitment programs, or other policies or programs.

APPROVED by the following vote:
Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 58 through 70

011536 **[Office of Public Power]**
Supervisor Hall

Resolution urging the Mayor to create an Office of Public Power within the Public Utilities Commission charged with the responsibility of securing expeditiously reliable and affordable electric power for San Francisco residents and businesses, including City Departments, and urging the State of California to cooperate with the San Francisco Public Utilities Commission by facilitating the purchase of low cost electricity.

Resolution No. 723-01
ADOPTED

011537 **[School Bus Retrofit Program]**
Supervisors Leno, Maxwell, McGoldrick, Daly, Peskin

Resolution urging the San Francisco Unified School District to pursue the Bay Area Air Quality Management District's school bus retrofit program which covers the cost of installing particulate traps on existing diesel busses.

Resolution No. 713-01
ADOPTED

011539 **[Rail-Volution Days in S.F.]**
Supervisors Peskin, Ammiano, Daly

Resolution commending Rail-Volution for its forum to build livable communities with transit-oriented development and smart growth and declaring September 13, 2001 through September 16, 2001 Rail-Volution Days in San Francisco.

Resolution No. 714-01
ADOPTED

011553 **[Authorizing DPW and DPT to apply for, accept and expend grant funds for various bicycle commuter improvements in San Francisco]**
Supervisors Ammiano, Daly

Resolution authorizing the Director of the Department of Public Works and the Executive Director of the Department of Parking and Traffic to apply for, accept and expend up to $1,155,800 in state Bicycle Transportation Account (BTA) grant funds with required local matching funds of $128,450 to undertake various bicycle improvements in the City and County of San Francisco.

Resolution No. 681-01
ADOPTED

011527 **[Final Map for a 6 Unit Mixed-Use Condominium Project]**
Motion approving the Final Map of 3288 Steiner Street, A Mixed-Use Condominium Project, being a subdivision of Lot 23, Assessor's Block No. 510, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,128; District 2.)

Motion No. M01-124
APPROVED

011528 **[Final Map for a 102 Unit Live/Work Condominium Project]**
Motion approving the Final Map of City Lofts (175 Bluxome Street), A Live/Work Condominium Project, being a subdivision of Lot 29, Assessor's Block No. 3785, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,129; District 6.)

Motion No. M01-125
APPROVED

011533 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.

Motion No. M01-126
APPROVED

011568 **[Final Map for a 76 Unit Residential Condominium Project]**
Motion approving the Final Map of 530 Chestnut Street and 411 & 445 Francisco Street, A Residential Condominium Project, being a subdivision of Lot 10, Assessor's Block No. 52, and adopting findings pursuant to City Planning Code Section 101.1. (Public Works Department)

(DPW Order No. 173,110; 530 Chestnut Street, District 3; 411 & 445 Francisco Street, District 3.)

Motion No. M01-128
APPROVED

The foregoing items were acted upon by the following vote:
Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

Severed from for Adoption Without Commitee Reference

011538 **[Passage of Senate Joint Resolution 17]**
Supervisors Leno, Maxwell, McGoldrick

Resolution urging United States Senate passage of Senate Joint Resolution 17 repealing President George W. Bush's restoration of the Mexico City Policy.

RECEIVED AND ASSIGNED to the Economic Vitality, Small Business and Social Policy Committee.

011540 **[Censuring Nancy Ho Belli]**
Supervisor Peskin

Resolution censuring Nancy Ho Belli, member of the San Francisco Landmarks Preservation Advisory Board, for her negligent ownership of two adjacent buildings at 720-728 Montgomery Street, requesting that Mayor Brown remove Ms. Ho Belli from the Landmarks Advisory Board, and requesting that the District Attorney institute legal proceedings against Ms. Ho Belli, per Planning Code Section 1013(c)2.

REFERRED to the Rules Committee.

011541 **[US-Japan Peace Treaty]**
Supervisors Yee, Ammiano, Daly, Sandoval

Resolution urging the government of Japan, on the 50th anniversary of the US-Japan Peace Treaty, to apologize for its wartime atrocities and provide just compensation for the surviving victims of its aggression.

(Supervisor Hall dissenting in committee)

REFERRED to the Neighborhood Services and Parks Committee.

011542 **[National Parks and Public Employees]**
Supervisors Yee, McGoldrick, Daly

Resolution urging the National Parks to acknowledge the rights of public employees to have union representation and the right to bargain over wages and job conditions with their employers.

Supervisor McGoldrick and Daly requested to be added as co-sponsors.

Resolution No. 715-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

011543 **[Bicycle Arrow Pavement Markings]**
Supervisor Yee

Resolution supporting the Department of Parking and Traffic in the utilization of bicycle arrow pavement markings and urging the California Traffic Control Devices Committee to approve these markings as an official traffic control device.

REFERRED to the Neighborhood Services and Parks Committee.

IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s). For such resolutions to be considered, the Board must first adopt the following two motions.

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

Supervisor McGoldrick, seconded by Supervisor Leno, moved. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor McGoldrick, seconded by Supervisor Leno, moved. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor McGoldrick, seconded by Supervisor Leno, moved Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.. The motion carried by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

Imperative Agenda

011572 **[Supporting Senate Bill 682]**
Supervisor Leno

Resolution urging the California State Legislature to adopt and Governor Davis to sign Senate Bill 682, a bill establishing firearm manufacturer liability for guns designed and marketed for criminal use.

Resolution No. 716-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

011573 **[School Children's Pedestrian Safety Awareness Month]**
Supervisors McGoldrick, Leno

Resolution proclaiming the month of September as School Children's Pedestrian Safety Awareness.

Resolution No. 717-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

011574 **[Commendation]**
Supervisors Daly, Leno

Resolution commending Barbara Solomon for her 25 years of serving non-profits and the homeless in San Francisco.

Resolution No. 718-01

ADOPTED by the following vote:

Ayes: 9 - Ammiano, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Peskin, Sandoval, Yee
Absent: 2 - Daly, Newsom

OFF-AGENDA LEGISLATION

Introduced by Supervisors or Mayor

Ordinances

011575 **[Rent Ordinance Amendments]**
Supervisor Daly

Draft ordinance amending the Rent Ordinance (Administrative Code Chapter 37, Residential Rent Stabilization and Arbitration Ordinance) by amending Sections 37.9B and 37.10A to provide additional protections to tenants, and to conform to state law regarding misdemeanor violations, as follows: (1) Require the Rent Board to record owner move-in eviction notices with the County Recorder; (2) Require any eviction notice to be in writing and filed with the Rent Board; (3) Subject vacated units to the future use restrictions stated in the Rent Ordinance, regardless of any agreement made between the landlord and the vacating tenant; (4) Require a tenant to be represented by independent counsel in a judicially supervised settlement agreement, in order to waive any tenant rights under the Rent Ordinance; (5) Prohibit settlement agreement clauses that bar an evicted tenant from cooperation with a governmental investigation or proceeding; (6) Require the seller of a property to give written notice to the buyer disclosing the reason for the most recent termination of tenancy for every residential unit to be delivered vacant at the close of escrow; and (7) Conform misdemeanor provisions to state law ($1,000 fine plus possible imprisonment in County Jail for up to six months).

8/27/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011576 **[Amending Section 6.12 of the Park Code]**
Supervisor Gonzalez

Ordinance adding Section 6.12 to the San Francisco Park Code to prohibit motor vehicle traffic in Golden Gate Park on Saturdays on John F. Kennedy Drive between Kezar and 8th Ave.; Arguello Blvd.; Conservatory Drive East and Conservatory Drive West; and Bowling Green Drive between John F. Kennedy Drive and Middle Drive East.

8/27/01, RECEIVED AND ASSIGNED to Neighborhood Services and Parks Committee.

011577 **[Truth in Political Campaigning and Advertising]**
Supervisors McGoldrick, Peskin, Ammiano, Leno, Gonzalez, Maxwell, Sandoval, Hall, Yee, Daly

Ordinance amending Article I, Chapter 4 of the San Francisco Campaign and Governmental Conduct Code to prohibit knowingly false statements or false statements made with reckless disregard for the truth, about candidates or ballot measures, within 90 days of an election.

8/27/01, ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/26/2001.

011578 **[Business and Tax Regulations Code Amendment]**
Supervisors Peskin, Daly, Gonzalez, Maxwell, McGoldrick

Ordinance amending the San Francisco Business and Tax Regulations Code by amending Article 1, Section 8(h), to provide that an appeal to the Board of Appeals of an action by the Zoning Administrator or Director of the Department of Building Inspection stopping work under or suspending an issued permit does not suspend the action pending the Board's decision; providing that this ordinance shall apply retroactively to appeals filed on or after the date of introduction.
8/27/01, ASSIGNED UNDER 30 DAY RULE to Finance Committee, expires on 9/26/2001.

Resolutions

011572 **[Supporting Senate Bill 682]**
Supervisor Leno

Resolution urging the California State Legislature to adopt and Governor Davis to sign Senate Bill 682, a bill establishing firearm manufacturer liability for guns designed and marketed for criminal use.
8/27/01, ADOPTED.

011573 **[School Children's Pedestrian Safety Awareness Month]**
Supervisors McGoldrick, Leno

Resolution proclaiming the month of September as School Children's Pedestrian Safety Awareness.
8/27/01, ADOPTED.

011574 **[Commendation]**
Supervisors Daly, Leno

Resolution commending Barbara Solomon for her 25 years of serving non-profits and the homeless in San Francisco.
8/27/01, ADOPTED.

011579 **[Department of Environment Lease]**
Supervisor Ammiano

Resolution authorizing the expansion of leased space at 11 Grove Street for the Department of the Environment and accepting donations of materials and services.

(District 6.)
8/27/01, RECEIVED AND ASSIGNED to Finance Committee.

011580 **[Interim Controls - Showplace Square/Potrero Hill Area]**
Supervisors Maxwell, Daly

Resolution adopting interim controls for a period of eighteen (18) months that would impose more restrictive zoning regulations in six defined subareas in the Showplace Square/Potrero Hill Community Plan Area generally bounded on the north by Bryant and Division Streets, on the east by 7th Street and the San Francisco Bay, on the south by Islais Creek and 26th Street, and on the west by Potrero Avenue; adopting findings.

(Received Certificate of Exemption/Exclusion from Environmental Review dated 10/9/01)
8/27/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee. 9/04/01- Transmitted to Director of Planning for environmental review.

011581 **[Grant - Department of Human Services]**
Mayor

Resolution authorizing the Department of Human Services to accept and expend a grant in the amount of $9,753,765 from the U.S. Department of Housing and Urban Development for Stewart B. McKinney Supportive Housing Program. (Mayor)
8/27/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011582 **[Domestic Partners - Joint Tenants]**
Supervisor Leno

Resolution urging the California State Legislature to pass legislation which would provide to domestic partners holding property as joint tenants the same protections from reassessments upon the death of one of the joint tenants as are currently enjoyed by married couples.
8/27/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011583 **[Out-of-State Tuition Exemption for Immigrant Students]**
Supervisor Leno

Resolution urging the California State Assembly to pass AB540, the Out-of-state Tuition Exemption for Immigrant Students bill.
8/27/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011584 **[Supporting Senate Bill 953]**
Supervisor Sandoval

Resolution supporting passage of California Senate Bill 953, the California Integrated Care and Involvement Act of 2001.
8/27/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

011585 **[Minimum Compensation Requirements]**
Supervisor Gonzalez

Hearing to consider extending minimum compensation requirements and health benefit requirements to businesses not currently included in the City's Minimum Compensation Ordinance and Healthcare Accountability Ordinance.
8/27/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee.

011586 **[BART/MUNI Discount Fast Pass]**
Supervisor Leno

Hearing to consider the possibility of creating a BART/MUNI discount fast pass for seniors and people with disabilities.
8/27/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

011587 **[Mental Health Care for Minorities]**
Supervisor Yee

Hearing to discuss the availability of ethnic and language sensitive mental health services in San Francisco. The hearing will address such issues as: availability of bilingual and bicultural personnel in the field, the need for such expertise, what treatment units/modalities have such services, the geographical location of such services, and the Mental Health Department's plan to close the language and ethnic gap in treatment services.
8/27/01, RECEIVED AND ASSIGNED to Public Health and Environment Committee.

011593 **[Housing Authority Rent Increase]**
Supervisors Daly, Gonzalez

Hearing to study recent rent increases for residents of public housing, and to assess the Housing Authority's progress in meeting the goal of encouraging income self-sufficiency.
8/27/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

Motions

011554 **[Needle Exchange Emergency]**
Supervisors Ammiano, Newsom, Yee, Leno, Daly, Peskin, McGoldrick, Maxwell

Motion concurring in the determination of the Mayor for the continued need for the declaration of emergency in connection with the needle exchange program.
8/22/01, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

011588 **[City and School District Committee Off-Site Meetings]**
Supervisor Ammiano

Motion ordering the City and School District Committee meeting of the Board of Supervisors to be held at the Irving G. Breyer Board Meeting Room, Board of Education, 555 Franklin Street, First Floor, San Francisco, on October 24, 2001 at 3:00 P.M., and again on November 14, 2001, and directing the Clerk of the Board to prepare the prior notices and postings.
8/27/01, RECEIVED AND ASSIGNED to Rules Committee.

011589 **[Legislative Analyst Request]**
Supervisor Gonzalez

Motion asking the Legislative Analyst to prepare a report on non-citizen's right to vote in elections such as school board, city council, ballot measures, and other local or state elections. Also, to determine if there are any instances where non-citizens are allowed to stand for elective office.

8/27/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration September 17, 2001.

011590 **[Legislative Analyst Request]**
Supervisor Leno

Motion asking the Legislative Analyst to (1) Study the City of Houston's program to pay for e-mail and Internet services to city residents with free access on Public Library computers to address the digital divide issue; (2) Examine cost and management of program to consider the feasibility for San Francisco to replicate the program here.

8/27/01, ASSIGNED to Board of Supervisors. Scheduled for Board consideration September 17, 2001.

011591 **[City Departments' Response to Violence]**
Supervisor Maxwell

Hearing to address how City Departments respond to violence, specifically: (1) What current services exist to assist communities in the time of crises; (2) How these services are being administered to the community; (3) What type of accountability or assurance is there that such services are being adequately delivered to those who need them most; (4) What preventative measures are currently in place to reduce violence.

8/27/01, RECEIVED AND ASSIGNED to Economic Vitality, Small Business and Social Policy Committee.

011592 **[Closed Session - Department of Elections]**
Supervisor Peskin

Motion requesting a closed hearing of the Board of Supervisors on September 24, 2001 in order for the Board to be briefed on the status of ongoing investigations of the Department of Elections.

8/27/01, ASSIGNED to Board of Supervisors.

011594 **[Closed Session - Public Employee Performance Evaluation]**
Motion that the Board of Supervisors convene in closed session with Gloria L. Young, for the purpose of evaluating her performance as Clerk of the Board of Supervisors, as permitted by Government Code Section 54957. (Clerk of the Board)

8/27/01, ASSIGNED to Board of Supervisors.

Introduced by the President at the Request of Departments

PROPOSED ORDINANCES

011526 **[Reward Authorization]**

Ordinance authorizing payment of reward to Selina Archuletta and Raven Meadows. (Mayor)

8/16/01, RECEIVED AND ASSIGNED to Audit, Labor and Government Efficiency Committee. 9/13/01, Per MOCJ, do not calendar until further notice.
11/15/01, Per MOCJ, item is ready to be heard in committee.

011555 **[Changing Official Width of Sidewalk]**

Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" is amended by adding thereto Section No. 1551 Changing the Official Sidewalk Width on a Portion of Front Street between Sacramento and California Streets, as shown on Department of Public Works drawing labeled Q-20-514 and making findings pursuant to City Planning Code Section 101.1. (Public Works Department)

8/22/01, RECEIVED AND ASSIGNED to Housing, Transportation and Land Use Committee.

PROPOSED RESOLUTIONS

011394 **[Airport Information Booth Contract, Fiscal Year 2001-2002]**

Resolution approving the Controller's Certification that Airport Information Booth Services at San Francisco International Airport can practically be performed by private contractor at a lower cost than if work were performed by City employees at currently budgeted levels. (Airport Commission)

8/22/01, RECEIVED AND ASSIGNED to Finance Committee.

011525 **[Appropriation Limit for Fiscal Year 2001-02]**

Resolution establishing the appropriations limit for fiscal year 2001-02 pursuant to California Constitution Article XIII B. (Controller)

(Fiscal impact.)

8/15/01, RECEIVED AND ASSIGNED to Finance Committee.

8/21/01, SUBSTITUTED. Substituted by Controller 8/21/01 bearing same title.

8/21/01, ASSIGNED to Finance Committee.

Requests Granted

From: Supervisor Ammiano
To: Budget Analyst
Requesting/Inquiring: To review the 2001 Garbage Rate Increase and Survey of Regulatory Structures.

From: Supervisor Ammiano
To: City Attorney
Requesting/Inquiring: To draft legislation to set-up an Advisory Committee on "Living Wage Jobs" (see attachment.)

From: Supervisor Daly
To: Controller
Requesting/Inquiring: To report on the expenditures from the $1.9 million supplemental appropriation to the Planning Department in their fiscal year 2000/01 budget.

From: Supervisor Daly
To: Director, Planning Department
Requesting/Inquiring: To report on the progress in planning for the South of Market, Mission and Balboa Park neighborhoods made possible through $1.9 million in supplemental appropriations.

From: Supervisor Gonzalez
To: City Attorney
Requesting/Inquiring: To draft legislation extending minimum compensation requirements and health benefit requirements to business not currently included in the City's Minimum Compensation Ordinance and Healthcare Accountability Ordinance.

From: Supervisors McGoldrick, Peskin, Ammiano, Leno, Gonzalez
To: City Attorney
Requesting/Inquiring: To draft a Charter amendment revising the calculation of retiree cost of living adjustments. (See attachment.)

From: Supervisor Sandoval
To: Executive Director, Department of Parking and Traffic
Requesting/Inquiring: To report on the feasibility of a traffic calming solution at the intersection of Palmetto and Junipero Serra.

In Memoriams

Motion that the Board adjourn its meeting this date out of respect to the memory of the following deceased:

Fred E. Fegan (Supervisors Yee, McGoldrick)
Philip Snyder (Supervisor Hall)
Frances Farruggia (Supervisors Hall, Peskin)
Tony Chase (Supervisor Leno)
Rinaldo Carmazzi (Supervisor Peskin)

ADJOURNMENT

There being no further business, the Board at the hour of 5:22 p.m. adjourned.

Gloria L. Young, Clerk

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on October 15, 2001.

I, Gloria L. Young, Clerk of the Board of Supervisors of the City and County of San Francisco, hereby certify that the foregoing is a true and correct copy of the Minutes of said Board on the date stated and was approved as recited

Gloria L. Young
Clerk of the Board

42442

HOUCHEN
BINDERY LTD
UTICA/OMAHA NE.
2004